FEDERAL REGISTER

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THE UNIVERSITY OF MICHIGAN
SEP 1 1967
LAW READING ROOM

Agencies in this issue—

The President
Agricultural Stabilization and Conservation Service
Agriculture Department
Atomic Energy Commission
Civil Aeronautics Board
Civil Service Commission
Consumer and Marketing Service
Customs Bureau
Emergency Planning Office
Federal Aviation Administration
Federal Communications Commission
Federal Power Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
General Services Administration
Interstate Commerce Commission
Land Management Bureau
National Park Service
Securities and Exchange Commission
State Department
Treasury Department

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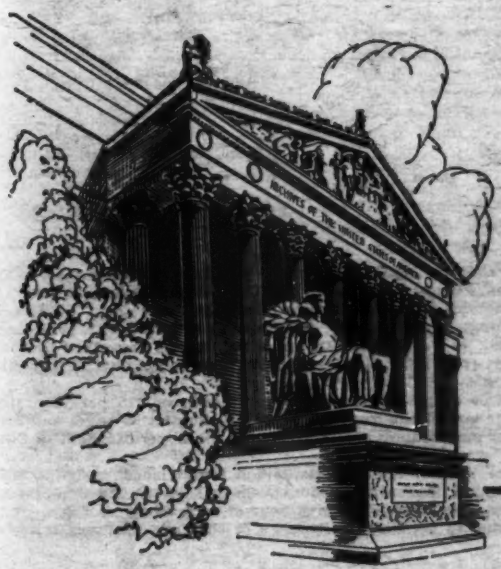

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1949–1963

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Reference to this list will enable the user to find the precise text of CFR provisions which were in force and effect on any given date during the period covered.

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Title 3—THE PRESIDENT

Proclamation 3802

NATIONAL EMPLOY THE PHYSICALLY HANDICAPPED WEEK, 1967

By the President of the United States of America

A Proclamation

Millions of American families know, firsthand, the painful and frustrating limitations of physical disability.

Those handicaps, cruel as they are, need not be totally disabling. Our society should not be deprived of the skills and talents of disabled men and women. Many of those men and women have a remarkable capacity for achievement despite their disability.

It is part of America's promise that every citizen should have the opportunity to escape from perpetual dependence, make the most of his capacities, and take a full part in community life.

Government and private organizations have long worked to reduce the consequences of disability. Research, health conservation programs, and medical and rehabilitation facilities have all combined to lessen the residual damage of disease and injury.

The Federal Government is assisting States and communities in training the handicapped for jobs in a continually changing job market. It offers leadership to business and industry to increase the range of job opportunities for the handicapped. It encourages voluntary organizations to create the necessary climate of acceptance for the full admission of the handicapped into the mainstream of everyday life.

Yet pockets of prejudice still exist, particularly against certain categories of the more severely disabled.

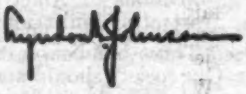
We must continue to educate our citizens—employers and workers, healthy and handicapped—about the benefits of developing and using every person's skills.

NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, in consonance with the joint resolution of Congress approved August 11, 1945 (59 Stat. 530), designating the first full week of October of each year as National Employ the Physically Handicapped Week, do hereby call upon the people of our Nation to observe the week beginning October 1, 1967, for such purpose.

During this 20th anniversary year of the President's Committee on Employment of the Handicapped, I urge all public and private organizations and all citizens to renew their dedication to this volunteer effort to further job opportunities for the handicapped. Let us work together for their meaningful participation in the world of work, and in a life of dignity.

I urge all the Governors of States, mayors of cities, and other public officials, as well as leaders of industry, educational and religious groups, labor, civic, veterans', agricultural, women's, scientific, professional, and fraternal organizations, and all other interested organizations and individuals, including the handicapped themselves, to participate in this observance.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-eighth day of August in the year of our Lord nineteen hundred and sixty-seven, and of the Independence of the United States of America the one hundred and ninety-second.



[F.R. Doc. 67-10258; Filed, Aug. 29, 1967; 9:50 a.m.]

Executive Order 11368

MODIFYING RATES OF INTEREST EQUALIZATION TAX AND AMENDING EXECUTIVE ORDER NO. 11211

WHEREAS section 4911(b)(3) of the Internal Revenue Code of 1954 fixes the rates of the interest equalization tax generally applicable in the case of acquisitions of stock and debt obligations made after January 25, 1967 and before August 30, 1967 at approximately 150 percent of the rates set forth in section 4911(b)(1) of the Code; and

WHEREAS the rates set forth in section 4911(b)(1) of the Internal Revenue Code of 1954 would, in the absence of a determination made by the President under section 4911(b)(2), be generally applicable in the case of acquisitions made on or after August 30, 1967; and

WHEREAS I have determined that the rates of tax prescribed in section 4911(b)(1) of the Internal Revenue Code of 1954 are lower than the rates of tax necessary to limit the total acquisitions by United States persons of stock of foreign issuers and debt obligations of foreign obligors within a range consistent with the balance-of-payments objectives of the United States; and

WHEREAS it is now appropriate that Executive Order No. 11211,[1] dated April 2, 1965 (effective April 5, 1965), relating to the exclusion from the interest equalization tax for original or new Japanese issues as required for international monetary stability, be modified;

NOW, THEREFORE, by virtue of the authority vested in me by sections 4911(b)(2) and 4917(a) of the Internal Revenue Code of 1954, by section 301 of title 3 of the United States Code, and as President of the United States, it is hereby ordered as follows:

SECTION 1. *Rates of Tax.*

(a) *Rates applicable to acquisitions of stock.* The tax imposed by section 4911 of the Internal Revenue Code of 1954 on the acquisition of stock shall be equal to 18.75 percent of the actual value of the stock.

(b) *Rates applicable to acquisitions of debt obligations.* The tax imposed by section 4911 of the Internal Revenue Code of 1954 on the acquisition of a debt obligation shall be equal to a percentage of the actual value of the debt obligation measured by the period remaining to its maturity and determined in accordance with the following table:

If the period remaining to maturity is:	The tax, as a percentage of actual value, is:
At least 1 year, but less than 1¼ years	1.31 percent
At least 1¼ years, but less than 1½ years	1.63 percent
At least 1½ years, but less than 1¾ years	1.88 percent
At least 1¾ years, but less than 2¼ years	2.31 percent
At least 2¼ years, but less than 2¾ years	2.88 percent
At least 2¾ years, but less than 3½ years	3.44 percent
At least 3½ years, but less than 4½ years	4.44 percent
At least 4½ years, but less than 5½ years	5.44 percent
At least 5½ years, but less than 6½ years	6.38 percent
At least 6½ years, but less than 7½ years	7.25 percent
At least 7½ years, but less than 8½ years	8.13 percent
At least 8½ years, but less than 9½ years	8.88 percent
At least 9½ years, but less than 10½ years	9.63 percent
At least 10½ years, but less than 11½ years	10.38 percent
At least 11½ years, but less than 13½ years	11.38 percent
At least 13½ years, but less than 16½ years	12.88 percent
At least 16½ years, but less than 18½ years	14.19 percent
At least 18½ years, but less than 21½ years	15.31 percent
At least 21½ years, but less than 23½ years	16.31 percent
At least 23½ years, but less than 26½ years	17.19 percent
At least 26½ years, but less than 28½ years	17.94 percent
28½ years or more	18.75 percent

[1] 3 CFR, 1964–1965 Comp., p. 296; 30 F.R. 4385.

SEC. 2. *Authority of Secretary of Treasury.* The Secretary of the Treasury or his delegate is authorized to prescribe from time to time such regulations, rulings, directions, and instructions (not inconsistent with the provisions of section 4911 of the Internal Revenue Code of 1954) as he shall deem necessary to carry out the purposes of section 1 of this order.

SEC. 3. *Amendment to Executive Order No. 11211.* Executive Order No. 11211 of April 2, 1965, is amended as follows:

(a) by striking out so much of the text of section 1 as precedes subsection (a) and inserting in lieu thereof, "The tax imposed by section 4911 of the Internal Revenue Code of 1954 shall not apply to an acquisition by a United States person of a debt obligation (as defined in section 4920(a)(1) of the Code) repayable exclusively in United States currency which is (i) issued or guaranteed as to payment of principal and interest by the Government of Japan, or (ii) issued, with the prior approval of the Government of Japan, by a corporation organized under the laws of Japan which is neither a company regulated under the Investment Company Act of 1940 (54 Stat. 847; 15 U.S.C. 80a-1 to 80a-52) nor formed or availed of for the principal purpose of acquiring stock or debt obligations of a Japanese or other foreign issuer or obligor, other than stock or debt obligations described in section 4916(a) of the Code, provided that—"

(b) by inserting after section 1 the following new section—

"Section 1A. The tax imposed by section 4911 of the Internal Revenue Code of 1954 shall not apply to an acquisition by a United States person of stock acquired pursuant to the exercise of a right (without the payment of additional consideration) to convert into stock, a debt obligation which was acquired under the exemption created by section 1, provided that—

"(a) such debt obligation had never been acquired by a person other than a United States person; and

"(b) such stock is acquired as all or part of an original or new issue as to which there is filed such notice of acquisition as the Secretary of the Treasury or his delegate may prescribe by regulation."

SEC. 4. *Effective Date.* Sections 1 and 2 of this order shall be effective with respect to acquisitions of stock of foreign issuers and debt obligations of foreign obligors made after August 29, 1967, other than acquisitions described in paragraphs (2) and (4) of section 3(c) of the Interest Equalization Tax Extension Act of 1967. Section 3 of this order shall be effective with respect to acquisitions made after November 1, 1967.

Lyndon B. Johnson

THE WHITE HOUSE,
August 28, 1967.

[F.R. Doc. 67-10259; Filed, Aug. 29, 1967; 9:50 a.m.]

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 610—HOURS OF DUTY

Standards

Section 610.305 is amended by adding paragraph (d) to allow the issuance of an administrative order excusing certain wage board employees from duty without charge to leave or loss of pay under circumstances in which employees paid on an annual basis would be so excused.

§ 610.305 Standards.

An administrative order may be issued under this subpart when:

* * * * *

(d) The circumstances are such that an administrative order under paragraph (a), (b), or (c) of this section is not appropriate and the department or agency under its regulations excuses, or is authorized to excuse, without charge to leave or loss of compensation, employees paid on an annual basis.

(5 U.S.C. 6104; E.O. 10552, 19 F.R. 5079, 3 CFR 1954–1958 Comp., p. 201)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-10222; Filed, Aug. 29, 1967; 8:50 a.m.]

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment, Department of Agriculture)

SUBCHAPTER C—SPECIAL PROGRAMS

[Amdt. 5]

PART 777—PROCESSOR WHEAT MARKETING CERTIFICATE REGULATIONS

Miscellaneous Amendments

The following amendment is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (see secs. 379a to 379j, 52 Stat. 31, as amended, 7 U.S.C. 1379a to 1379j), to provide a change to the Republication of the Processor Wheat Marketing Certificate Regulations (31 F.R. 13502). The amendment contains substantially the same provisions as included in a notice of proposed rule making published in the FEDERAL REGISTER pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238, 5 U.S.C. 553) on August 10, 1967, in which the public was invited to provide its views and suggestions within a 15-day period. No written comments or suggestions have been received as a result of this notice. However, in view of the limited time between the date the proposed rule making was published with a proposed effective date of September 1, 1967, and such date, the effective date has been changed to October 1, 1967.

Since these provisions must be acted on immediately or are needed immediately in the administration of the regulations, it is hereby found and determined that compliance with the 30-day effective date requirements of section 4 of the Administrative Procedure Act (60 Stat. 238, 5 U.S.C. 553) is impracticable and contrary to the public interest and that this amendment shall be effective on the effective date provided below.

This amendment requires processors to make remittances for purchase of marketing certificates to a Federal Reserve Bank or Branch Bank, if the Commodity Office has not requested that the remittance be made directly to that office. This change is being made to expedite the deposit of Government funds.

The Republication of the Processor Wheat Marketing Certificate Regulations is amended as follows:

The amendment would read as follows:

1. Section 777.3(y) is added to read as follows:

§ 777.3 Definitions.

* * * * *

(y) "Federal Reserve Bank" or "FRB" means the Federal Reserve Bank or Branch which serves the area in which the processor's remitting office is located or such other Federal Reserve Bank or Branch as is designated by the Kansas City Commodity Office. (See listing of banks in Appendix VI.)

§ 777.10 [Amended]

2. Section 777.10(b) is amended to read as follows:

(b) *Sale by CCC.* CCC will sell certificates to food processors and others who offer to purchase certificates from CCC and who pay to CCC the face value of the certificates plus such interest as may be required by the regulations of this part. Offers to purchase certificates for wheat processed in a specific processing report period may be made by submission of a processing report as provided in § 777.12, with a remittance payable to Commodity Credit Corporation for the cost of the certificates, or by submission of the remittance with advice that it is for purchase of wheat marketing certificates and identification of the processor number of the plant and the processing period. Offers to purchase certificates not applicable to a specific processing period shall be made by submission of a remittance with advice that it is for purchase of CCC–145, Wheat Marketing Certificates, and the name and address of the payee to be shown on the certificates. All offers to purchase certificates and related remittances shall be made to the FRB unless the Commodity Office has requested that the remittances be sent to that office. Payment for certificates shall be deemed to have been made when payment is received at the FRB or the Commodity Office, except that if the due date for payment without interest falls on a Saturday, Sunday, holiday, or other nonwork day of the FRB or Commodity Office, and payment is received on the next succeeding work day, it shall be deemed to have been received on the due date. Form CCC–145 will be issued for certificates sold by CCC, except that when certificates are purchased for wheat processed in a specific processing report period, CCC will establish a credit in favor of the food processor for the amount of the certificates purchased in lieu of issuing Form CCC–145.

3. Section 777.10(d) is amended by striking out the third sentence.

§ 777.12 [Amended]

4. Section 777.12(a) is amended to read as follows:

(a) *General.* Processing reports shall be submitted by each food processor as defined in § 777.3(f). Descriptions of the processing reports are set forth in §§ 777.13 and 777.14 and detailed instructions are provided in Appendices II and III. Processing reports which are accompanied by remittances for purchase of certificates shall be submitted to the FRB unless the Commodity Office has requested that the remittance be made directly to that office. Processing reports not accompanied by remittances shall be submitted to the Commodity Office. Addresses of FRB's are listed in Appendix VI.

5. Section 777.12(c) is amended by striking out the second sentence, and by adding at the end thereof the following: "If the due date of a report falls on a Saturday, Sunday, holiday, or other nonwork day of the FRB or Commodity Office, and the report is received on the next succeeding workday, it shall be deemed to have been submitted on the due date."

6. Section 777.12(g) is amended to read as follows:

(g) *Corrected processing reports.* If it is found that an incorrect processing report has been submitted, the food processor shall promptly prepare and submit a corrected processing report with the applicable beginning and ending dates for the period involved indicated thereon. A consolidated corrected report may, with the approval of the Director,

be submitted to cover more than one processing report period. Such report shall be identified as a "Corrected Report" and transmitted with a letter of explanation. If the processor is entitled to a certificate refund, he shall submit the corrected report to the Kansas City Commodity Office and indicate whether the amount of the refund should be paid to him or held for application to a subsequent report. If the processor is required to purchase additional certificates, he shall submit the corrected report together with his remittance for such certificates to the FRB, unless the Commodity Office requests that it be submitted directly to that office. If such certificates are surrendered to CCC later than the 15th calendar day after the close of the processing report period in which the wheat was processed into the food products, the cost of any certificates acquired from CCC shall be the face value thereof plus interest at the rate of six percent per annum starting on the 16th calendar day after the close of the processing report period until the date of surrender of the certificates. Any food processor, who has made an incorrect processing report, corrected such report as provided in this section, and surrendered any additional certificates due with the corrected report, will not be subject to the forfeitures referred to in § 777.8 to the extent that the Administrator determines that the error in the report was due to an honest mistake and was not intentional or the result of gross negligence.

§ 777.15 [Amended]

7. Section 777.15 is amended by changing (b) of the first sentence to read as follows: "(b) to support all reports required by the regulations in this part."

8. Appendix II is amended by changing the first sentence to read as follows:

Food processors reporting on the weight of wheat basis shall submit an original and one copy of Processing Report-Weight of Wheat Basis, Form CCC-160, as set forth in § 777.12(a).

9. Appendix III is amended by changing the first sentence to read as follows:

Food processors reporting on a food product conversion factor basis shall submit an original and one copy of the Processing Report-Conversion Factor Basis, Form CCC-159, as set forth in § 777.12(a).

10. Appendix VI is added as follows:

APPENDIX VI—LIST OF FEDERAL RESERVE BANKS AND BRANCHES

Federal Reserve Bank	*Address*
Boston	30 Pearl Street, Boston, Mass. 02106.
New York	33 Liberty Street, New York, N.Y. 10045.
Buffalo Branch	160 Delaware Avenue, Buffalo, N.Y. 14240.
Philadelphia	925 Chestnut Street, Philadelphia, Pa. 19101.
Cleveland	1455 East Sixth Street, Post Office Box 6387, Cleveland, Ohio 44101.
Cincinnati Branch	105 West Fourth Street, Post Office Box 999, Cincinnati, Ohio 45201.
Pittsburgh Branch	717 Grant Street, Post Office Box 867, Pittsburgh, Pa. 15230.
Richmond	100 North Ninth Street, Richmond, Va. 23213.
Baltimore Branch	114-120 East Lexington Street, Baltimore, Md. 21203.
Charlotte Branch	401 South Tryon Street, Charlotte, N.C. 28201.
Atlanta	104 Marietta Street NW., Atlanta, Ga. 30303.
Birmingham Branch	1801 Fifth Avenue North, Post Office Box 2574, Birmingham, Ala. 35202.
Jacksonville Branch	515 Julia Street, Post Office Box 929, Jacksonville, Fla. 32201.
Nashville Branch	301 Eighth Avenue North, Nashville, Tenn. 37203.
New Orleans Branch	147 Carondelet Street, Post Office Box 61630, New Orleans, La. 70160.
Chicago	230 South La Salle Street, Post Office Box 834, Chicago, Ill. 60690.
Detroit Branch	160 Fort Street West, Post Office Box 1059, Detroit, Mich. 48231.
St. Louis	411 Locust Street, Post Office Box 442, St. Louis, Mo. 63166.
Little Rock Branch	121 West Third Street, Post Office Box 1261, Little Rock, Ark. 72203.
Louisville Branch	410 South Fifth Street, Post Office Box 899, Louisville, Ky. 40201.
Memphis Branch	170 Jefferson Street, Post Office Box 407, Memphis, Tenn. 38101.
Minneapolis	73 South Fifth Street, Minneapolis, Minn., 55440.
Helena Branch	400 North Park Avenue, Helena, Mont. 59601.
Kansas City	925 Grand Avenue, Kansas City, Mo. 64106.
Denver Branch	1111 17th Street, Denver, Colo. 80217.
Oklahoma City Branch	226 Northwest Third Street, Oklahoma City, Okla. 73101.
Omaha Branch	102 South 17th Street, Omaha, Nebr. 68102.
Dallas	400 South Arkard Street, Station K, Dallas, Tex. 75222.
El Paso Branch	301 East Main Street, Post Office Box 100, El Paso, Tex. 79999.
Houston Branch	1701 San Jacinto Street, Post Office Box 2578, Houston, Tex. 77001.
San Antonio Branch	210 West Nueva Street, Post Office Box 1471, San Antonio, Tex. 78206.
San Francisco	400 Sansome Street, San Francisco, Calif. 94120.
Los Angeles Branch	409 West Olympic Boulevard, Post Office Box 2077, Los Angeles, Calif. 90054.
Portland Branch	915 Southwest Stark Street, Post Office Box 3456, Portland, Oreg. 97208.
Salt Lake City Branch	120 South State Street, Post Office Box 780, Salt Lake City, Utah 84110.
Seattle Branch	1015 Second Avenue, Post Office Box 3567, Seattle, Wash. 98124.

Effective date. This amendment shall be effective with respect to remittances made beginning on October 1, 1967.

Signed at Washington, D.C., on August 24, 1967.

E. A. JAENKE,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 67-10147; Filed, Aug. 29, 1967; 8:47 a.m.]

Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

SUBCHAPTER E—DETERMINATION OF SUGAR COMMERCIALLY RECOVERABLE

[§ 831.4, Rev. 1, Supp. 4]

PART 831—BEET SUGAR AREA

Rates of Recoverability; 1967 Crop

Section 831.14 is added to read as follows:

§ 831.14 Rates of recoverability, 1967 crop.

The hundredweight of sugar, raw value, commercially recoverable from sugar beets of the 1967 crop shall be computed by multiplying the net weight thereof in tons, at the time of delivery to a processor, by the rate of commercially recoverable sugar which is applicable under the following provisions of this section:

(a) For sugar beets marketed within a settlement area under any type of agreement other than an "individual test" or a "combined individual-cossette test" contract, the rate of commercially recoverable sugar per ton of beets with respect to each settlement area is established as follows:

Settlement areas by factories in States	1960-66 average sugar content	Rate of commercially recoverable sugar
	Percent	*Hundredweight*
Idaho, Oregon:		
Idaho Falls	15.94	2.911
Rupert (Mini-Cassia), Twin Falls	16.41	2.996
Utah:		
Lewiston (Ogden)	15.66	2.860
Minnesota, Iowa, North Dakota:		
East Grand Forks, Moorhead, Crookston, Drayton	15.67	2.861
Chaska, Mason City	14.78	2.699
Great Lake States:		
Bay City	15.09	2.755
Illinois	14.46	2.640
Ottawa	15.17	2.770

(b) For sugar beets marketed under "individual test" contracts, and for those

sugar beets marketed for processing by the Empire State Sugar Co., Inc. of New York, the rate of commercially recoverable sugar per ton of beets shall be computed by multiplying 20 hundredweight by the percentage of sugar content of such beets, and then multiplying the result by 87.5 percent (the average extraction rate, as adjusted for shrink, (effective for such beets). This computation can be shortened by the use of the factor of 0.1750. As an example, a content of 16.37 when multiplied by 0.1750 would result in a rate of commercially recoverable sugar of 2.865 hundredweight.

(c) For sugar beets marketed under "combined individual-cossette test" contracts, other than those sugar beets marketed for processing by the Empire State Sugar Co., Inc. of New York, the rate of commercially recoverable sugar per ton of beets for a producer shall be computed by multiplying 20 hundredweight by the adjusted percentage of sugar content of the beets delivered by such producer and then multiplying the result by 91.3 percent (the average extraction rate effective for such beets). This computation can be shortened by the use of the factor of 0.1826. As an example, an adjusted content of 16.37 would result in a rate of commercially recoverable sugar of 2.989 hundredweight. The adjusted percentage of sugar content for each producer shall be obtained by multiplying the weighted average percentage of sugar content of the beets delivered by him by a factor the numerator of which shall be the appropriate factor cossette test average set forth below and the denominator of which shall be the weighted average sugar content of all beets delivered to the factory at such time as the Agricultural Stabilization and Conservation State Committee determines that at least 97 percent of the current crop of beets has been delivered to such factory.

Settlement areas by factories in States	*1960–66 average sugar content (Percent)*
Idaho, Oregon, Washington:	
Nyssa-Nampa	15.16
Toppenish, Moses Lake	15.20
Utah:	
Centerfield	15.96
Garland	15.73
Layton	15.75
West Jordan	15.65
Wyoming, Montana:	
Worland	16.01
Hardin	16.17
Sidney	15.94
Billings-Lovell	16.36
Great Lakes States:	
Alma	15.36
Caro	15.61
Carrollton	14.80
Croswell	15.10
Sebewaing	15.40

Statement of bases and considerations. Section 831.4 (29 F.R. 11824) provides the method of determining and establishing amounts of sugar commercially recoverable from sugarbeets and provides that the rates shall become effective when public notice thereof is given in the FEDERAL REGISTER.

Pursuant to that regulation, this supplement sets forth the rates of recoverability as determined for the 1967 crop. Definitive rates are specified for the various settlement areas wherein sugar beets are marketed under "cossette test" contracts. Within these areas, the rates give effect to 1960–66 average percentages of sugar content and the 1961–65 national average extraction rate of beet sugar, raw value, of 91.3 percent.

In lieu of an extensive table of definitive rates applicable to sugar beets of various percentages of sugar content as marketed under "individual test" contracts, this supplement provides that the rate of recoverability per ton of beets of any given percentage of sugar content so marketed may be computed by multiplying such content by the factor of 0.1750. This factor gives effect to the average rate of extraction of sugar, raw value, of 87.5 percent, as applicable to individual test beets. Listings of the applicable rates (expressed in hundredths) will be available for inspection at ASCS county offices in sugar-beet producing counties. Similarly, for beets marketed under "combined individual-cossette test" contracts, a factor of 0.1826 may be used to give effect to the average extraction rate of 91.3 percent. The difference between 91.3 and 87.5 percent represents the average "shrink" in percentage of sugar content between the time of delivery and the time of processing for all beets of the crops of 1961–65 marketed under individual test contracts. The lower percentage is not specified for beets marketed under combined individual-cossette tests because the results of such tests include adjustments to the cossette basis.

The percentages of 91.3 and 87.5, as determined herein for the 1967 crop, compare with percentages of 91.9 and 87.9 for the 1966 crop.

When the "combined individual-cossette test" contract was first adopted, the sugar content of each producer's beets was adjusted by a factor. This factor was computed by dividing the factory cossette test average for the current year by the weighted average sugar content of all beets delivered to the factory for the same crop determined by individual tests. Objections were raised by some producers over the delay in Sugar Act payments because a grower's adjusted percentage of sugar content could be determined only after all sugar beets delivered to the factory were processed and the factory cossette test computed for the current year. For the 1963 crop, partial payments were made in one settlement area to alleviate the delay. To avoid costs involved in making of payments on a "partial" basis, the revised determination applicable to the 1964 and subsequent crops (29 F.R. 11824) provides that the 7-year factory cossette test average be substituted for the current year's factory cossette test average in calculating the factor to be applied to individual growers' sugar content. Thus, the factor can be computed and payments can begin before all of the current crop are processed.

Because the factory in New York has only 2 years of past production, that area will be considered as an "individual test" area, even though the sugar beets are marketed to that factory under a "combined individual-cossette test" contract.

Accordingly, I hereby find and conclude that the foregoing determination will effectuate the applicable provisions of the Act.

(Sec. 403, 61 Stat. 932; 7 U.S.C.; secs. 302, 308, 304, 61 Stat. 930, as amended; 7 U.S.C. 1132, 1133, 1134)

Effective date: Date of publication.

Signed at Washington, D.C., on August 23, 1967.

CHARLES L. FRAZIER,
Acting Deputy Administrator, State and County Operations.

[F.R. Doc. 67-10148; Filed, Aug. 29, 1967; 8:47 a.m.]

SUBCHAPTER G—DETERMINATION OF PROPORTIONATE SHARES

PART 850—DOMESTIC BEET SUGAR PRODUCING AREA

Proportionate Shares for Farms for the 1968 Crop of Sugar Beets Not Required

The following determination is issued pursuant to section 302 of the Sugar Act of 1948, as amended.

§ 850.212 Proportionate shares for the 1968 crop of sugar beets not required.

It is hereby determined that proportionate shares for farms will not be established in the Domestic Beet Sugar Area for the 1968 crop of sugar beets. This determination has been made on the bases and considerations set forth in the following statement.

STATEMENT OF BASES AND CONSIDERATIONS

Under the provisions of the Sugar Act, the Secretary is required to determine for each crop of sugar beets whether the production of sugar therefrom will, in the absence of proportionate shares, be greater than the quantity needed to enable the area to meet its quota and provide a normal carryover inventory, as estimated by the Secretary for the area for the calendar year during which the larger part of the sugar from such crop normally would be marketed. The foregoing determination may be made for a crop only after notice and opportunity for an informal public hearing. If the Secretary determines that the production of sugar from any crop of sugar beets will, in the absence of proportionate shares, be in excess of the quantity needed to enable the area to meet its quota and provide a normal carryover inventory, he is required to establish proportionate shares for farms in the area in accordance with the pertinent provisions of the Act.

General. For the 1966 crop of sugar beets, the national acreage requirement was established at 1,435,000 acres, an increase of 60,000 acres over the previous year's national requirement. This acreage level was recommended by a majority of the growers and processors with the view of providing an effective inventory on January 1, 1967, at the midpoint of the range (82 to 90 percent of the following year's estimated quota) indicated by the Congress as the appropriate range when the quota for the area was increased

in 1965.[1] Despite the increase in the national requirement, 1966-crop plantings were about 70,000 acres below those for the previous crop. Latest estimates indicate that sugar production for that crop was or will be about 160,000 tons less than 1966 calendar year marketings. Thus, the effective inventory on January 1, 1967, was reduced an equivalent quantity below that of a year earlier and represented about 74 percent of this year's quota for the area, as contrasted with 84 percent a year earlier.

Proportionate shares were not established for the 1967 crop. Recent information from beet sugar companies indicates that plantings will approximate 1,210,000 acres. If this acreage is utilized for beets and the yield of sugar per planted acre is the same as that indicated for 1966 (2.326 tons), about 2,815,000 tons of sugar would be produced. This would be over 400,000 tons less than this year's quota (3,215,667 tons) for the area. Assuming that the area will market its full quota in 1967, the resultant effective inventory on January 1, 1968, would approximate 1,975,000 tons or about 61.5 percent of such quota.

Informal public hearing. At a public hearing in San Francisco, Calif., on July 18, 1967, views and recommendations were requested on the need for establishing proportionate shares for the 1968 crop. In the notice of hearing, it was pointed out that any oral or written views proposing that proportionate shares be established should include recommendations as to level of the national acreage requirement and the details of a program.

The spokesman for about 97 percent of the beetgrowers in the country recommended that proportionate shares not be established for the 1968 crop, in view of the probable (low) effective inventory of beet sugar on January 1, 1968. He observed that, generally, sugar beet growers prefer governmental handling of acreage allocations, but that they could not advocate proportionate shares under present conditions. Several briefs were received from individual grower associations for whom the witness spoke supporting this position.

The representative of one producing area expressed interest in expanded acreage and, essentially, wanted to be assured of authority to market the sugar produced therefrom. He also recommended that proportionate shares not be established for the 1968 crop of sugar beets.

No recommendations were received from growers in two States where production of sugar beets began in 1966 or from the growers in one old-producing locality. The growers in these localities represent about 3 percent of the total beetgrowers in the Domestic Beet Sugar Producing Area.

As for the 1967 crop, a major farm organization recommended that proportionate shares be established for 1968. In their presentation they pointed out, among other things, that (1) the 1967 sugar beet planting experience demonstrates that removal of proportionate shares is not effective as a means of obtaining increased acreages, (2) production management can best be achieved by continuity of proportionate shares coupled with appropriate increases in prices to producers and (3) the maintenance of a reasonable balance between beet sugar production and quota requirements is essential if prices profitable to growers are to be attained. Along with the recommendation that shares be established, it was suggested that (a) the national requirement be established at 1,595,000 acres, (b) planted acreage records for the years of 1963, 1964, and 1965 be used to establish shares and (c) 3 percent of each State acreage allocation be set aside to meet new producer needs and for adjustments, including those to alleviate hardships.

The spokesman for all of the sugar beet processors recommended that proportionate shares not be established in light of low 1967 plantings and the small effective inventory likely to prevail on January 1, 1968. He emphasized the need for all-out production effort in 1968 to bring inventories of beet sugar more in line with the level contemplated by the 1965 amendments to the Sugar Act.

Determination. This determination provides that proportionate shares will not be establisehd for farms in the Domestic Beet Sugar Area for the 1968 crop of sugar beets.

The effective inventory of beet sugar on January 1, 1967, was about 2,378,000 tons. Although the 1967 crop is unrestricted, it is estimated that the effective inventory on January 1, 1968, will be lower than a year earlier by at least 400,000 tons if this year's quota is fully marketed. An effective inventory of only 1,975,000 tons would represent about 61.5 percent of the area's 1968 marketing opportunities if they are the same as this year's. This would be almost 800,000 tons below the midpoint of the range indicated as appropriate by the Congress when the act was extended in 1965.

If the effective inventory on January 1, 1969, is to be built up to the midpoint of the appropriate range, increased plantings are necessary in 1968. In fact, using average yields of sugar per planted acre realized for the crops of 1963 through 1966, a total of 1,740,000 acres would be needed. This would be well in excess of the largest acreage achieved in the past. The processing of the beets from this acreage would require near capacity, if not capacity operations at existing facilities.

The interest in sugar beets has varied considerably between States and within States during the past few years. In both 1965 and 1966, growers in some States fully utilized their proportionate shares and would have planted additional acreages, if available. In some other States, notably in 1966, farmers fell far short of utilizing their acreages. Indications are that 1967 plantings in some of these latter States are considerably below those in 1966. In a few States, farmer interest exceeds the acreage that processors can contract within their factory capacities. Establishment of proportionate shares and State allocations with due recognition of the statutory criteria of past production and ability to produce would deprive farmers in States where the interest in sugar beets is most intense of the opportunity of planting the acreage they desire. In addition, the time-consuming process of reallocating acreage from growers who do not wish to use all of their entitlement to others under a proportionate share program would infringe upon the opportunity of some growers to plant the acreage they desire even in States where interest is not great.

After a careful review of all the testimony and briefs submitted and of the latest information available, it is hereby determined that the production of sugar from the 1968 crop of sugar beets in the Domestic Beet Sugar Area, in the absence of proportionate shares, will not be greater than the quantity needed to enable the area to meet its quota and provide a normal carryover inventory.

The Department anticipates that processors will offer contracts containing fair terms to all old growers willing to grow beets with an expectation of reasonably economic returns.

Accordingly, I hereby find and conclude that the foregoing determination will effectuate the applicable provisions of the Sugar Act of 1948, as amended.

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153; secs. 301, 302, 61 Stat. 929, 930, as amended; 7 U.S.C. 1131, 1132)

Effective date: Date of publication.

Signed at Washington, D.C., on August 23, 1967.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 67-10174; Filed, Aug. 29, 1967; 8:50 a.m.]

[1] H. Rept. No. 1046, 89th Cong., p. 15; S. Rept. No. 395, 89th Cong., p. 6.

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Lemon Reg. 281, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

Order, as amended. The provisions in paragraph (b)(1)(ii) of § 910.581 (Lemon Regulation 281; 32 F.R. 11984) are hereby amended to read as follows:

§ 910.581 Lemon Regulation 281.

* * * * * * *

(b) *Order.* (1) * * *

(ii) District 2: 265,050 cartons.

* * * * * * *

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 25, 1967.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-10153; Filed, Aug. 29, 1967; 8:48 a.m.]

PART 953—IRISH POTATOES GROWN IN SOUTHEASTERN STATES

Expenses and Rate of Assessment

Notice of rule making regarding the proposed expenses and rate of assessment, to be effective under Marketing Agreement No. 104 and Order No. 953 (7 CFR Part 953), regulating the handling of Irish potatoes grown in certain designated counties of Virginia and North Carolina was published in the FEDERAL REGISTER July 28, 1967 (32 F.R. 11037). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to submit written data, views, or arguments pertaining thereto not later than 15 days following publication in the FEDERAL REGISTER. None was filed.

After consideration of all relevant matters, including the proposals set forth in the aforesaid notice which were recommended by the Southeastern Potato Committee, established pursuant to said marketing agreement and this part, it is hereby found and determined that:

§ 953.204 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred by the Southeastern Potato Committee, established pursuant to Marketing Agreement No. 104 and Order No. 953 to enable such committee to perform its functions pursuant to the provisions of the aforesaid agreement and order during the fiscal period ending October 31, 1967, will amount to $3,900.00.

(b) There shall be no assessments charged during said fiscal period.

(c) Terms used in this section shall have the same meaning as when used in Marketing Agreement No. 104 and this part.

(Sec. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 25, 1967.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67–10153; Filed, Aug. 29, 1967; 8:48 a.m.]

PART 989—RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Order Amending Order, as Amended, Regulating Handling

Correction

In F.R. Doc. 67–9987, appearing in the issue for Thursday, August 24, 1967, at page 12157, make the following changes:

1. In § 989.0(c), preceding the last sentence, add the sentence "No advanced preparation by handlers will be necessary to comply with the amended order."

2. a. On page 12158, second column, in the paragraph that begins *"It is, therefore, ordered,"* delete the words "all raisins held for the account of the committee as surplus tonnage raisins shall be redesignated as reserve tonnage raisins and".

b. In the same paragraph, change the colon at the end of the paragraph to a semicolon and add the words, "and pursuant thereto, all raisins held for the account of the committee as surplus tonnage raisins, including carryover from crops prior to 1967, are redesignated as reserve tonnage raisins:".

3. In § 989.0(c), line 8, delete the word "such".

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 7750; Amdts. 45–4, 47–4]

PART 45—IDENTIFICATION AND REGISTRATION MARKING

PART 47—AIRCRAFT REGISTRATION

Three-Digit and Temporary Registration Numbers

These amendments to Parts 45 and 47 provide specifically for the use of temporary registration numbers, sometimes called "fly-away" numbers. This action is taken on the basis of Notice 66–40 that was published in the FEDERAL REGISTER on November 18, 1966 (31 F.R. 14686).

Notice 66–40 proposed to provide specifically for the use of "fly-away" numbers, and to reserve three-digit aircraft identification numbers for use on FAA aircraft and as "fly-away" numbers.

The comments generally favored the portion of the proposed amendment that specifically provided for the use of "fly-away" numbers. In finalizing the amendment, these provisions were placed in a new section, § 47.16, for editorial reasons. This new section also includes, in paragraph (a), a general description of "fly-away" numbers.

Two comments were received that opposed the proposed requirements that no "fly-away" number could be assigned to, or displayed on, more than one aircraft at the same time and that records of each assignment of such a number to an aircraft be kept for 1 year. It was contended that adoption of these proposals would cause an economic and administrative hardship on aircraft manufacturers and it was therefore requested that the existing system of issuing only one "fly-away" number to each manufacturer or aircraft dealer be retained.

Under the present practice, several aircraft of a given manufacturer are identified on delivery flights by the same identification number but the radio call number used consists of that number plus the last two digits of the aircraft serial number. Since there can be several aircraft in flight at the same time with the same identification number, it is possible that a duplication of aircraft radio call numbers could occur. Because of this, the agency has determined that the proposal requiring a different "fly-away" number for each aircraft in flight is necessary to insure safety, and therefore that portion of the proposal is adopted as proposed in the notice. Upon further consideration it appears that the record-keeping requirements contained in the notice are unnecessary for the use of "fly-away" numbers on purely domestic flights since the records normally kept by manufacturers and dealers will provide sufficient documentation. However, the records required in the notice are considered necessary for nondomestic flights with "fly-away" numbers which are being authorized for the first time by this amendment. Therefore, the holders of "fly-away" numbers will be required to keep a record, for FAA inspection, of the assignment of each number to an aircraft on flights for delivery outside the United States. For these nondomestic flights the airworthiness certificate and the Dealer's Aircraft Registration Certificate, both carried in the aircraft, will furnish documentation as complete as a regular certificate of aircraft registration. Section 47.16(d) reflects these changes.

The intent of Notice 66–40 was to provide for the assignment of fly-away numbers only in connection with Dealer's Aircraft Registration Certificates, and the proposed notice so provided. To avoid the possibility of any confusion as to this intent, a sentence has been added to § 47.16(d) to specifically state the rule (inherent in Notice 66–40) that the assignment of any fly-away numbers to a person automatically lapses upon the expiration of all of that person's Dealer's Aircraft Registration Certificates. The provision limiting the fly-away numbers assigned to any person to those "necessary for his business" means, of course, that as many may be assigned as are reasonably needed for the conduct of the activities specified in § 47.61. Finally, the scope of the permitted use of these numbers has been stated more explicitly in § 47.16(c).

A number of comments opposed any limitation on the issuance of one to three symbol numbers. Several of these comments also contended that there would be no useful purpose served by specifically issuing one to three symbol numbers to "fly-away" users. In response to these comments, the FAA has determined that five symbol numbers can be acceptably used as "fly-away" numbers. In addition, further study of the rules governing the issuance of one to three symbol numbers is considered necessary. Therefore, the portion of Notice 66–40 that relates to one to three symbol numbers is being withdrawn pending further study.

The current acceptable procedure for the use of identification marks for export aircraft is contained in section 1.109–1 of the Civil Aeronautics Manual, as continued in effect by Advisory Circular 20–33, dated February 8, 1965. This procedure is superseded by this amendment.

In consideration of the foregoing, Parts 45 and 47 are amended, effective September 29, 1967, as follows:

1. The parenthetical clause of § 45.21 (b) (1) is amended to read as follows:

§ 45.21 General.

* * * * *

(b) * * *

(1) * * * (except that on aircraft intended for immediate delivery to a foreign purchaser or bearing a temporary registration number, the marks may be affixed with readily removable material).

* * * * *

2. The second sentence of § 47.15(a) is amended to read as follows:

§ 47.15 Identification number.

(a) * * * This paragraph does not apply to an aircraft manufacturer who applies for a group of U.S. identification numbers under paragraph (c) of this section; a person who applies for a special identification number under paragraphs (d) through (g) of this section; or a holder of a Dealer's Aircraft Registration Certificate who applies for a temporary registration number under § 47.16. * * *

* * * * *

3. The following new section is added after § 47.15:

§ 47.16 Temporary registration numbers.

(a) Temporary registration numbers are issued by the FAA to manufacturers, distributors, and dealers who are holders of Dealer's Aircraft Registration Certificates for temporary display on aircraft during flight allowed under Subpart C of this part.

(b) The holder of a Dealer's Aircraft Registration Certificate may apply to the FAA Aircraft Registry for as many temporary registration numbers as are necessary for his business. The application must be in writing and include—

(1) Sufficient information to justify the need for the temporary registration numbers requested; and

(2) The number of each Dealer's Aircraft Registration Certificate held by the applicant.

There is no charge for these numbers.

(c) The use of temporary registration numbers is subject to the following conditions:

(1) The numbers may be used and reused—

(i) Only in connection with the holder's Dealer's Aircraft Registration Certificate;

(ii) Within the limitations of § 47.69 where applicable, including the requirements of § 47.67; and

(iii) On aircraft not registered under Subpart B of this part or in a foreign country, and not displaying any other identification markings.

(2) A temporary registration number may not be used on more than one aircraft in flight at the same time.

(3) Temporary registration numbers may not be used to fly aircraft into the United States for the purpose of importation.

(d) The assignment of any temporary registration number to any person lapses upon the expiration of all of his Dealer's Aircraft Registration Certificates. When a temporary registration number is used on a flight outside the United States for delivery purposes, the holder shall record the assignment of that number to the aircraft and shall keep that record for at least 1 year after the removal of the number from that aircraft. Whenever the owner of an aircraft bearing a temporary registration number applies for an airworthiness certificate under Part 21 of this chapter he shall furnish that number in the application. The temporary registration number must be removed from the aircraft not later than the date on which either title or possession passes to another person.

4. Section 47.69(b) is amended to read as follows:

§ 47.69 Limitations.

* * * * *

(b) Within the United States, except when used to deliver to a foreign purchaser an aircraft displaying a temporary registration number and carrying an airworthiness certificate on which that number is written;

* * * * *

(Secs. 307(c), 313, Title V, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354, 1401 et seq.); 49 CFR 1.4(b) (32 F.R. 5607))

Issued in Washington, D.C., on August 22, 1967.

NOTE: The record-keeping requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 67-10140; Filed, Aug. 29, 1967; 8:46 a.m.]

[Airspace Docket No. 67-SW-57]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the New Orleans, La. (NAS New Orleans—Alvin Callender Field), control zone.

The New Orleans, La. (NAS New Orleans—Alvin Callender Field), control zone is described in § 71.171 (32 F.R. 2121). A portion of the control zone is described as "* * * within 2 miles each side of the Navy New Orleans TACAN 040° radial extending from the 5-mile radius zone to 7 miles NE of the TACAN, * * *"

The Navy New Orleans TACAN is scheduled for decommissioning September 1, 1967. It is therefore necessary to amend the New Orleans, La. (NAS New Orleans—Alvin Callender Field), control zone by deleting controlled airspace which is based on the TACAN.

Since this amendment lessens the burden on the public, notice and public procedures hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001, e.s.t., September 1, 1967, as herein set forth.

In § 71.171 (32 F.R. 2121) the New Orleans, La. (NAS New Orleans—Alvin Callender Field), control zone is amended by deleting "* * * within 2 miles each side of the Navy New Orleans TACAN 040° radial extending from the 5-mile radius zone to 7 miles NE of the TACAN, * * *."

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Fort Worth, Tex., on August 22, 1967.

A. L. COULTER,
Acting Director, Southwest Region.

[F.R. Doc. 67-10141; Filed, Aug. 29, 1967; 8:46 a.m.]

[Airspace Docket No. 67-SO-64]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Transition Area

On July 11, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 10213), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Camden, S.C., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001, e.d.s.t., November 9, 1967, as hereinafter set forth.

In § 71.181 (32 F.R. 2148) the following transition area is added:

CAMDEN, S.C.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Woodward Field (lat. 34°17'06" N., long. 80°33'53" W.); within 2 miles each side of the 040° bearing from the Camden RBN (lat. 34°17'02" N., long. 80°33'42.5" W.), extending from the 7-mile radius area to 8 miles northeast of the RBN.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348(a))

Issued in East Point, Ga., on August 23, 1967.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 67-10142; Filed, Aug. 29, 1967; 8:46 a.m.]

[Airspace Docket No. 67-WA-25]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to extend the time of designation of Temporary Restricted Area R-4902, Nashua, N.H.

A planned relocation of the classified operations conducted in R-4902 to a new

location was delayed due to unforeseeable technical difficulties and the time of designation was extended to October 31, 1967, by Airspace Docket No. 66-WA-2 which was published in the FEDERAL REGISTER (31 F.R. 13913) on October 29, 1966.

The Department of the Navy on July 11, 1967, advised the Federal Aviation Administration that it is now evident that unanticipated construction and procurement slippages will preclude the transfer of operations to the new location prior to January 1968. Therefore, due to a continuing urgent military requirement in the direct interest of national defense, the Navy has requested that the designation of R-4902, as presently configured and controlled, be extended to January 31, 1968.

Since the Department of the Navy has stated that the continued designation of the area is of urgent military necessity, the Administrator has determined that it is contrary to the public interest to comply with the notice, public procedure, and effective date requirements of the Administrative Procedure Act and, therefore, this amendment may become effective in less than 30 days.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 73.49 (32 F.R. 2319) R-4902 Nashua, N.H. (Temporary), is amended as follows: "Time of designation: 0900 local time to sunset, November 4, 1965, through October 31, 1967," is deleted, and "Time of designation: 0900 local time to sunset, November 4, 1965, through January 31, 1968," is substituted therefor.

(Secs. 307(a), 307(f), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on August 22, 1967.

WILLIAM E. MORGAN,
Acting Director, Air Traffic Service.

[F.R. Doc. 67-10143; Filed, Aug. 29, 1967; 8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Advertising Claims for Spray Deodorant

§ 15.139 Advertising claims for spray deodorant.

(a) The Commission rendered an advisory opinion in regard to some proposed advertising claims for a personal deodorant spray.

(b) Specifically, the Commission considered the propriety of the following two claims: (1) That the product meets the U.S. Government requirements for safety and effectiveness and (2) that no other medicated personal deodorant spray equals its safety and effectiveness.

(c) In regard to the first claim, the Commission said there were no specific standards or requirements officially recognized by the U.S. Government relating to the safety and effectiveness of personal deodorant sprays. Under these circumstances, therefore, the Commission said it would be improper to claim that such requirements exist and that the product meets those requirements.

(d) With respect to the second claim, the Commission said that opinion evidence indicated there are other medicated deodorant sprays on the market which are equally as safe and effective as the product in question. In view of this opinion evidence, and in the absence of reports of properly controlled studies establishing the validity of the claim, the Commission said that it could not give its approval to the second claim.

(38 Stat. 717, as amended; 15 U.S.C. 41-58)

Issued: August 29, 1967.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 67-10136; Filed, Aug. 29, 1967; 8:46 a.m.]

PART 15—ADMINISTRATIVE OPINIONS AND RULINGS

Advertising Allowances by Book Publisher

§ 15.140 Advertising allowances by book publisher.

(a) The Commission rendered an advisory opinion in regard to the legality of a book publisher's promotional plan calling for the payment of advertising allowances. Specifically, the Commission ruled that the proposed plan would be in compliance with section 2(d) of the Clayton Act, as amended.

(b) Under the terms of the proposed plan, the book publisher proposes to offer to retailers, wholesalers and retailers who purchase through wholesalers advertising allowances equal to 75 percent of the actual cost for newspaper and magazine advertisements at local rates, but not to exceed 10 percent of the net value of confirmed orders for the advertised titles. Additionally, allowances will be paid for the use of stuffers, circulars and catalogs, but not to exceed 10 percent of the dealers' net purchases. Regardless of which method of advertising is used, promotional payments will not exceed 10 percent of the buyers' total net purchases.

(38 Stat. 717, as amended; 15 U.S.C. 41-58; 49 Stat. 1526; 15 U.S.C. 13, as amended)

Issued: August 29, 1967.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 67-10137; Filed, Aug. 29, 1967; 8:46 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 67-201]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

Certificates of Shipments of Alcoholic Beverages in Vessels of Not Over 500 Net Tons

At present, foreign service Form 149 is used for consular certification of certain shipments of alcoholic beverages. Such certification is required by section 7, Anti-Smuggling Act (19 U.S.C. 1707). It has been decided that the form of such a certificate may be prescribed in the Customs Regulations and the foreign service form may be eliminated. Accordingly, paragraphs (a) and (b) of § 4.13 of the Customs Regulations are amended to read as follows:

§ 4.13 Alcoholic liquors on vessels of not over 500 net tons.[28]

(a) When a vessel of not over 500 net tons which arrives from a foreign port or a hovering vessel, has on board any alcoholic liquors, a certificate respecting the importation of any spirits, wines, or other alcoholic liquors on board, other than sea stores, shall be delivered to the boarding officer with the inward foreign manifest. Each such certificate shall consist of a declaration of the master of the vessel, together with the certificate of a consular officer of the United States or other authorized person, and shall cover only one shipment from one consigner to one consignee or firm of consignees. The document shall be in substantially the following form:

DECLARATION OF MASTER AND CERTIFICATE COVERING SHIPMENT OF SPIRITS, WINES, OR OTHER ALCOHOLIC LIQUORS ON A VESSEL OF 500 NET TONS OR LESS (19 U.S.C. 1707)

Declaration of Master. I declare that the following merchandise is being shipped in accordance with the facts here stated as true and correct to the best of my information and belief:

Date of shipment: _____
Marks, numbers, and quantities: _____
Port of arrival: _____
Consignor: _____
Full description of goods: _____
Consignee: _____
_____
(Signature)
Master of the _____
(Name of vessel)
_____
(Port of shipment)
_____, 19__.
(Date)

(Use whichever alternative applies:)

Certificate of Consular Officer. I certify that the above declaration was this day produced and signed before me by the individual whose signature appears, that I am satisfied he is the person he represents himself to be, that I have delivered one copy

hereof to him, and that I have retained a copy in my files.

Service number not required. ----------
(Post)

Tariff item No. 58(a) (no fee). ----------
(Date)

(Signature)

(Title)

Certificate of Other Authorized Person. I certify that I have been designated by letter of ----------, 19--, from (insert name of officer), American (title) at (place), to provide certifications upon declarations made by masters under § 7 of the Anti-Smuggling Act of 1935 (19 U.S.C. 1707), that the above declaration was this day produced and signed before me by the individual whose signature appears, that I am satisfied he is the person he represents himself to be, that I have no interest in the shipment described, that I have delivered one copy hereof to the person making the declaration, and that I have forwarded one copy to the American (Embassy, Consulate General, Consulate) at (place).

[CONSULAR IMPRESSION SEAL] ----------
(Port of shipment)

---------- 19--
(Date)

[SEAL NOT REQUIRED] ----------
(Signature)

(Title)

The provisions of this paragraph, read together with those of § 91.4, Title 22, Code of Federal Regulations, constitute the joint regulations contemplated for issuance by the Secretary of State and the Secretary of the Treasury under section 1707, title 19, United States Code.

(b) When any shipment of spirits, wines, or other alcoholic liquors found on board a vessel not exceeding 500 net tons is not accompanied by a certified declaration as described in paragraph (a) of this section but is shown to have a bona fide destination outside the United States, the master shall furnish a landing bond on customs Form 7593 with an authorized corporate surety.

* * * * *

(R.S. 251, sec. 7, 49 Stat. 520; 19 U.S.C. 66, 1707)

The foregoing change, in imposing no new burden upon persons subject to the Anti-Smuggling Act of 1935, simplifies agency procedures and is deemed to fall within the exceptions to notice of proposed rule making as stated in section 553 of title 5, United States Code (Supp. II, 1966). Good cause is therefore found that general notice and public procedure thereon are impracticable and unnecessary.

Effective date. The regulations contained in this order shall become effective 30 days after publication in the FEDERAL REGISTER.

[SEAL] LESTER D. JOHNSON,
Commissioner of Customs.

Approved: July 24, 1967.

TRUE DAVIS,
Assistant Secretary of the Treasury.

For the Secretary of State.

Dated: August 21, 1967.

IDAR RIMESTAD,
Deputy Under Secretary of State for Administration.

[F.R. Doc. 67-10145; Filed, Aug. 29, 1967; 8:47 a.m.]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

SUBCHAPTER J—OTHER CONSULAR SERVICES

[Dept. Reg. 108.586]

PART 91—IMPORT CONTROLS

Joint Regulations Under Anti-Smuggling Act of 1935

Pursuant to the authority conferred upon the Secretary of State and the Secretary of the Treasury by section 7 of the Anti-Smuggling Act of August 5, 1935 (19 U.S.C. 1707), the joint regulations approved by the Secretary of State and the Acting Secretary of the Treasury on September 28, 1935, which were published as Treasury Decision 47886, are revoked, and the following regulations are prescribed:

§ 91.4 Alcoholic liquors on vessels of not over 500 tons.

(a) Upon request of interested shippers or masters of vessels at ports in the consular district other than the place where the consular office is situated, consular officers shall designate one or more reputable individuals residing in each such port, as authorized persons to witness the signatures of the masters of vessels of not over 500 net tons when affixed to declarations covering shipments of alcoholic liquors destined to the United States, and to issue certificates therefor as contemplated by section 7 of the Anti-Smuggling Act of 1935 (49 Stat. 520; 19 U.S.C. 1707). Any person so designated by a consular officer to issue such certificates shall state in each of his certificates that he has no interest in the shipment described therein. Having delivered the original document to the master, he shall forward the duplicate to the consular office for retention.

(b) Consular officers shall, with respect to declarations of masters of vessels of not over 500 net tons in instances in which the port of shipment is the same place as, or conveniently near to, the location of the consular office, supply their certifications directly as contemplated by the said section of the Anti-Smuggling Act. They shall retain, over the interval prescribed in the applicable records retirement schedule, a copy of each document so certified by them. They shall similarly retain the copies of the certifications supplied by authorized persons in outlying ports of the consular district, as set forth in the preceding subsection.

(c) This section, read together with § 4.13, Title 19, of the Code of Federal Regulations,[1] comprises the joint regulations contemplated for issuance by the Secretary of State and the Secretary of the Treasury under section 7 of the Anti-Smuggling Act of 1935.

The foregoing change, in imposing no new burden upon persons subject to the Anti-Smuggling Act of 1935, simplifies agency procedures and is deemed to fall within the exceptions to notice of proposed rule making as stated in section 553 of Title 5, United States Code (Supp. II, 1966). Good cause is therefore found that general notice and public procedure thereon are impracticable and unnecessary.

Effective date. The regulations contained in this order shall become effective 30 days after publication in the FEDERAL REGISTER.

For the Secretary of State.

IDAR RIMESTAD,
Deputy Under Secretary for Administration.

MAY 15, 1967.

For the Secretary of the Treasury.

TRUE DAVIS,
Assistant Secretary of the Treasury.

JULY 24, 1967.

[F.R. Doc. 67-10144; Filed, Aug. 29, 1967; 8:46 a.m.]

[1] See F.R. Doc. 67-10145, *supra*.

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 5A—Federal Supply Service, General Services Administration

PART 5A-1—GENERAL

Brand Name or Equal Purchase Descriptions

The table of contents for Part 5A-1 is amended to add the following new entries:

Sec.
5A-1.307 Purchase descriptions.
5A-1.307-1 Applicability.
5A-1.307-4 Brand name products or equal.
5A-1.307-5 Limitations on use of "brand name or equal" purchase descriptions.
5A-1.307-7 Bid evaluation and award, "brand name or equal" descriptions.
5A-1.307-8 Procedure for negotiated procurements and small purchases.

Subpart 5A-1.3—General Policies

Section 5A-1.307 is added to include requirements regarding the use of brand name or equal purchase descriptions.

§ 5A-1.307 Purchase descriptions.

§ 5A-1.307-1 Applicability.

Where it has been determined in accordance with § 1-1.307-1(b) of this title that only a particular brand name product has features which are essential to the Government's requirements, the purchase description shall specify the brand

name of the product without adding the words "or equal." In such cases, the procurement should be made by negotiation (see also subparagraphs (2), (3), and (13) of § 1–3.210(a) of this title).

§ 5A–1.307–4 Brand name products or equal.

(a) *Referencing of brand name products.* Brand name or equal purchase descriptions shall reference all brand name products known to be acceptable and of current manufacture. Where the use of a brand name or equal purchase description results in the purchase of an acceptable brand name product which was not referenced in the description (an "equal" product), a reference to that brand name product should be included in the purchase description for subsequent procurements. Where it is found that a referenced brand name product is no longer manufactured, the reference thereto should be deleted from the purchase description. In the case of a "brand name or equal" description approved by the Central Office for general use (see § 5A–1.307–5(b)(1)) such additions and deletions should be made immediately by the buying activity and reported to the Procurement Operations Division which will arrange for formal revision of the purchase description.

(b) *Specifying salient characteristics.* (1) It is imperative that brand name or equal purchase descriptions specify each physical, functional, or other characteristic of the referenced brand name products which is essential to the intended end use. (For the effect of failure to specify an essential characteristic, see § 5A–1.307–7.) However, care must be taken to avoid specifying characteristics which cannot be reasonably demonstrated as materially affecting the intended end use of the product since this would tend to restrict competition unnecessarily. Depending upon the particular product involved and its intended end use, it may be essential to specify:

(i) Kind of material.

(ii) Dimensions.

(iii) Weight limitations, where weight is significant.

(iv) Electrical or chemical requirements.

(v) Principles of operation.

(vi) Restrictive or significant environmental conditions.

(vii) Essential operating or use conditions.

(viii) If part of an assembly, the location within the assembly.

(ix) Equipment with which the item is to be used.

(x) Special features.

(2) When describing salient characteristics, permissible tolerances should be indicated. Care must be taken to avoid specifying an exact characteristic (e.g., a specific dimension) of a particular brand name product as set forth in a commercial catalog description, except where that exact characteristic is essential to the Government's need. The contracting officer must be prepared to justify such a requirement.

§ 5A–1.307–5 Limitations on use of "brand name or equal" purchase descriptions.

(a) *General.* The use of brand name or equal purchase descriptions in solicitations for bids or offers in the limited circumstances described in § 1–1.307–5 of this title is intended to promote maximum competition by encouraging the offering of products which are equal in all material respects to the brand name products referenced in such descriptions. The identification of items by the use of brand name or equal descriptions is not intended to indicate a preference for the brand name products referenced in the descriptions, but is to indicate the quality and characteristics of products that will meet the Government's needs (see (a) of the clause in § 1–1.307–6 of this title). Brand name or equal descriptions shall not be used as a means of procuring a particular brand name product under the guise of competitive procurement to the exclusion of other products which would meet the actual needs (see § 5A–1.307–1).

(b) *Approval required.* A "brand name or equal" purchase description shall not be used unless:

(1) The purchase description is one which has been approved by the Standardization Division, i.e., those issued on GSA Form 419, Stock Item Purchase Description, by the Procurement Operations Division; those issued formally by the Standardization Division as numbered purchase descriptions; or those previously approved for use in Federal Supply Schedule invitations for bids; or

(2) In the case of a brand name or equal description which has not been approved by the Standardization Division (see subparagraph (1) of this paragraph), its use has the prior approval of the Chief, Procurement Branch, in the Procurement Operations Division, or the Chief, Buying Division, in the regional office (Chief, Procurement Division, in the case of Region 9). Such approval shall not be given unless the approving official is satisfied that use of the description is permissible under § 1–1.307–5 of this title and this § 5A–1.307.

§ 5A–1.307–7 Bid evaluation and award, "brand name or equal" descriptions.

A bid may not be rejected for failure of the offered product to match a characteristic of a referenced brand name product if that characteristic was not specified in the brand name or equal description. However, if it is clearly established that such unspecified characteristic is essential to the intended end use, the invitation is defective and no award may be made. In such cases, if time permits, the requirement should be readvertised using a purchase description which fully advises bidders of all the essential characteristics.

§ 5A–1.307–8 Procedure for negotiated procurements and small purchases.

The policies and procedures in § 1–1.307 of this title and this § 5A–1.307 for the use of brand name or equal purchase descriptions also apply to competitive negotiated procurements. However, they are not applicable to small purchases of stock items made by competitive negotiation under § 5A–72.103 of this chapter. Brand name or equal descriptions shall not be used in noncompetitive procurements where the required item is a particular make or model or is available from only one source (see § 1–3.210 of this title).

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); and CFR 5–1.101(c))

Effective date. These regulations are effective upon publication in the FEDERAL REGISTER.

Dated: August 23, 1967.

L. E. SPANGLER,
Acting Commissioner,
Federal Supply Service.

[F.R. Doc. 67–10176; Filed, Aug. 29, 1967; 8:50 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 17476; FCC 67–982]

PART 73—RADIO BROADCAST SERVICES

Table of Assignments, Television Broadcast Stations; Wenatchee, Wash.

Report and order. In the matter of amendment of § 73.606(b), *Table of Assignments* (Wenatchee, Wash.); Docket No. 17476, RM–1009.

1. The Commission has before it for consideration its notice of proposed rule making in Docket No. 17476, FCC 67–631, released May 26, 1967, and published in the FEDERAL REGISTER on June 1, 1967, 32 F.R. 7919, which proposes the assignment of UHF Channel 27 to Wenatchee, Wash.

2. The rule making proceeding was initiated by the Commission in response to the request of Columbia Empire Broadcasting Corp. (Columbia), licensee of Station KNDO, Channel 23, Yakima, Wash. Columbia plans to operate a television station at Wenatchee which during its initial stages would be operated as a satellite of KNDO. Programs from KNDO would be supplied to Wenatchee by means of a microwave link, but Columbia intends to have sufficient studio facilities to provide for origination of slides, films, and station identification. Wenatchee, county seat of Chelan County, is located in central Washington and has a population of 16,726 persons according to the 1960 U.S. census.

3. No opposition to the proposal to assign Channel 27 to Wenatchee was received. However, during the period for comments, Galen Gilyard of Wenatchee filed a petition requesting the assignment of Channel 39 to Wenatchee, in which he merely states his intention to file an application for authority to construct a station on this channel. The

Gilyard petition does not contain a showing of need for a second commercial assignment to Wenatchee. The Commission is considering this request as a comment in the instant proceeding in reaching its decision.

4. Wenatchee residents now receive TV signals from translators and a local CATV system, since direct reception of television stations is virtually impossible without the aid of sophisticated receiving apparatus. The sole assignment, Channel *18, is reserved for noncommercial educational use. Available UHF channels are not scarce in this area. Channel 27 has been selected as the most efficient assignment which meets the required minimum distance separations and provides sufficient transmitter site flexibility.

5. Although two parties have each expressed an interest in operating a station in Wenatchee, it does not appear whether either of them wishes to have two unreserved channels assigned. The Commission does not normally assign two commercial channels to communities with populations less than 25,000, and only one assignment is being made herein.

6. Accordingly, pursuant to the authority contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended: *It is ordered*, That, effective October 2, 1967, the Table of Assignments in § 73.606(b) of the Commission rules is amended insofar as the city listed below is concerned, to read as follows:

City	Channel No.
Wenatchee, Wash.	*18, 27

NOTE: Appropriate offsets for the UHF channels will be supplied in a subsequent Order.

7. *It is further ordered*, That the petition of Galen E. Gilyard, requesting the assignment of Channel 39 to Wenatchee, is dismissed as moot.

8. *It is further ordered*, That this proceeding is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Adopted: August 24, 1967.

Released: August 25, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN P. WAPLE, *Secretary.*

[F.R. Doc. 67-10168; Filed, Aug. 29, 1967; 8:49 a.m.]

[FCC 67-979]

PART 97—AMATEUR RADIO SERVICE

Suspension and Revocation of Licenses and Issuance of Cease and Desist Orders

Order. In the matter of deletion of §§ 97.139, 97.141, and 97.143 of the Amateur Radio Service rules.

1. The Commission has under consideration Amateur Radio Service rule § 97.139, which relates to the revocation of amateur radio station licenses and to the issuance of Cease and Desist Orders, and §§ 97.141 and 97.143, which relate to the suspension of amateur radio operator licenses.

2. The language in §§ 97.139 and 97.141 is substantially repetitious of rule provisions set forth in Part 1 of the Commission's rules relating to practice and procedure. The Commission finds, therefore, that these rule sections are unnecessary and superfluous and should be deleted from Part 97.

3. Section 97.143 provides that the effective date of an Order of Suspension will not be stated therein but will, instead, be given in a supplementary notice to be sent after the licensee receives the suspension order. The Commission finds that this "second notice" procedure is of no particular benefit to licensees and is a burden to the Commission. Accordingly, it is determined that § 97.143 should also be deleted. It is noted that Orders of Suspension will state their effective dates therein in conformance with license suspension authority and procedures as set forth in section 303(m)(2) of the Communications Act of 1934, as amended.

4. The rule changes herein ordered are procedural and editorial only and, therefore, compliance with the provisions for notice and public procedure is unnecessary and they may be made effective immediately. Authority for this rule change is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended.

5. In view of the foregoing: *It is ordered*, That, effective September 1, 1967, §§ 97.139, 97.141, and 97.143 are deleted.

(Secs. 4, 303, 48 Stat., as amended 1066, 1082; 47 U.S.C. 154, 303)

Adopted: August 24, 1967.

Released: August 25, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN P. WAPLE, *Secretary.*

[F.R. Doc. 67-10167; Filed, Aug. 29, 1967; 8:49 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 32—HUNTING

Eufaula National Wildlife Refuge, Ala., and Yazoo National Wildlife Refuge, Miss.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

ALABAMA

EUFAULA NATIONAL WILDLIFE REFUGE

Public hunting of mourning doves on the Eufaula National Wildlife Refuge, Ala., is permitted only on the area designated by signs as open to hunting. This open area, comprising 180 acres, is delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of mourning doves subject to the following special conditions:

(1) Hunting dates are as follows: September 30; October 7; October 14; October 21, and October 28.

(2) Each hunter must have on his person a validated refuge hunting permit. Hunters will be selected by an impartial drawing to be held September 18 on the refuge. Applications for the hunt will be accepted only during the period September 8–15 and may be submitted by mail or in person to the Refuge Manager, Eufaula National Wildlife Refuge, Post Office Box 258, Eufaula, Ala. 36027.

(3) No hunters will be permitted within hunting areas before 11:45 a.m., e.s.t., each day.

(4) All firearms must be encased and/or unloaded when outside designated hunting area.

(5) Each hunter who successfully takes a limit of mourning doves must leave the hunting area immediately.

(6) Retrievers used by hunters shall be under the control of the owner at all times.

(7) All hunters must check in and out of the refuge at the designated checking station.

(8) All litter (paper, empty shell boxes, etc.) must be removed by individual hunters.

(9) Wounded or dead doves falling outside the hunting area may be recovered but firearms must be left inside hunting area.

(10) Vehicle parking will be limited to areas designated by refuge personnel.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 28, 1967.

MISSISSIPPI

YAZOO NATIONAL WILDLIFE REFUGE

Public hunting of mourning doves on the Yazoo National Wildlife Refuge, Miss., is permitted on the areas designated by signs as open to hunting. This open area, comprising approximately 800 acres, is delineated on a map available at the refuge headquarters, Route 1, Hollandale, Miss., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be

[1] Commissioner Cox absent.

in accordance with all applicable State and Federal regulations covering the hunting of mourning doves, subject to the following special conditions:

(1) The open season extends from September 16, through September 30, 1967; Sundays excluded.

(2) Carrying of loaded firearms in vehicles is prohibited, and shooting from vehicles or shooting from or across State or county roads is prohibited.

(3) All empty shells, boxes, and other litter must be removed by the individual hunter.

(4) Retrievers used by hunters shall be under the control of the owner at all times.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 30, 1967.

WALTER A. GRESH,
Regional Director, Bureau of Sport Fisheries and Wildlife.

AUGUST 21, 1967.

[F.R. Doc. 67-10126; Filed, Aug. 29, 1967; 8:45 a.m.]

PART 32—HUNTING

Baskett Slough National Wildlife Refuge, Oreg.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

OREGON

BASKETT SLOUGH NATIONAL WILDLIFE REFUGE

Public hunting of mourning doves on the Baskett Slough National Wildlife Refuge is permitted only on the areas designated by signs as open to hunting. The open area, comprising 580 acres, is delineated on maps available at refuge headquarters, William L. Finley National Wildlife Refuge, Corvallis, Oreg., or Ankeny National Wildlife Refuge, Jefferson, Oreg., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) Mourning doves may be hunted during the period from October 21, to November 5, 1967, inclusive.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 9, 1967.

PAUL T. QUICK,
Regional Director, Portland, Oreg.

[F.R. Doc. 67-10127; Filed, Aug. 29, 1967; 8:45 a.m.]

PART 32—HUNTING

Aransas National Wildlife Refuge, Tex.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

TEXAS

ARANSAS NATIONAL WILDLIFE REFUGE

The public hunting of deer with bow and arrow on the Aransas National Wildlife Refuge, Tex., is permitted from October 1, through October 31, 1967, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 43,000 acres prior to the arrival of the first fall migrant whooping crane and comprising 17,200 acres after the arrival of the first fall migrant whooping crane, is delineated on maps available at refuge headquarters, Austwell, Tex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with applicable State and Federal regulations covering the hunting of deer, subject to the following special conditions:

(1) All hunters must register at the refuge headquarters prior to entering the hunting area and must check out at the refuge headquarters when leaving the area.

(2) All vehicles must stay on shell surfaced roads and may not travel across country or on certain restricted roads due to the terrain hazards and wildlife protective measures involved.

(3) No deer may be taken from, on, or across any road, trail, or other right-of-way.

(4) Hunting is prohibited within 100 yards of cattle watering troughs and windmills.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 31, 1967.

PHILLIP S. MORGAN,
Refuge Manager, Aransas National Wildlife Refuge, Austwell, Tex.

AUGUST 15, 1967.

[F.R. Doc. 67-10128; Filed, Aug. 29, 1967; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 931]

FRESH BARTLETT PEARS GROWN IN OREGON AND WASHINGTON

Expenses and Fixing of Rate of Assessment for 1967–68 Fiscal Period and Carryover of Unexpended Funds

Consideration is being given to the following proposals submitted by the Northwest Fresh Bartlett Pear Marketing Committee, established pursuant to the marketing agreement and Order No. 931 (7 CFR Part 931), regulating the handling of fresh Bartlett pears grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

(1) That expenses that are reasonable and likely to be incurred by the Northwest Fresh Bartlett Pear Marketing Committee, during the period July 1, 1967, through June 30, 1968, will amount to $12,500;

(2) That the rate of assessment for such period, payable by each handler in accordance with § 931.41 be fixed at one cent ($0.01) per standard western pear box or an equivalent quantity, of pears.

(3) That unexpended funds in excess of expenses incurred during the fiscal period ended June 30, 1967, in the amount of $4,688.43, be carried over as a reserve in accordance with § 931.42 of the said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 25, 1967.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-10155; Filed, Aug. 29, 1967; 8:48 a.m.]

[7 CFR Part 971]

LETTUCE GROWN IN LOWER RIO GRANDE VALLEY IN SOUTH TEXAS

Expenses and Rate of Assessment

Consideration is being given to approval of the expenses and rate of assessment, hereinafter set forth, which were recommended by the South Texas Lettuce Committee, established pursuant to Marketing Agreement No. 144 and Marketing Order No. 971 (7 CFR Part 971). This marketing order program regulates the handling of lettuce grown in the Lower Rio Grande Valley in South Texas and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

All persons who desire to submit written data, views, or arguments in connection with these proposals may file the same with the Hearing Clerk, Room 112–A, U.S. Department of Agriculture, Washington, D.C. 20250, not later than the 15th day after publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)). The proposals are as follows:

§ 971.208 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period August 1, 1967, through July 31, 1968, by the South Texas Lettuce Committee for its maintenance and functioning and for such purposes as the Secretary determines to be appropriate, will amount to $21,150.

(b) The rate of assessment to be paid by each handler in accordance with the marketing agreement and this part shall be two cents ($0.02) per carton of lettuce handled by him as the first handler thereof during said fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period ending July 31, 1968, may be carried over as a reserve.

(d) Terms used in this section have the same meaning as when used in the said marketing agreement and this part.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C.

Dated: August 25, 1967.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-10154; Filed, Aug. 29, 1967; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 74]

[Docket No. 17683; FCC 67-984]

LOW POWER BROADCAST AUXILIARY STATIONS

Operation in Aural Broadcast STL Band

In the matter of amendment of Parts 2 and 74 of the Commission rules and regulations to permit the operation of low power broadcast auxiliary stations in the 942–952 Mc/s Aural Broadcast STL Band; Docket No. 17683, RM–993.

1. On June 29, 1966, National Broadcasting Co., Inc. (NBC) filed a petition for rule making (RM–993) requesting that low power broadcast auxiliary stations of the kind described in § 74.437 of the Commission rules, be permitted to operate in the 942–952 Mc/s band. Under present rules the operation of such devices is limited to the 26.10–26.48 Mc/s band and the 450–451 Mc/s band. The 942–952 Mc/s band is currently allocated to Aural Broadcast STL (studio-transmitter link) stations and Aural Broadcast intercity relay stations, except that in Alaska, Hawaii, and the U.S. possessions, it may also be used by certain other classes of fixed stations.

2. In support thereof, NBC points out that the remote broadcast pickup bands currently available for these low powered devices, which are usually a form of "wireless microphone", are also used by higher powered portable and mobile transmitters and their associated base stations and that in many cases both are used at the same location to cover the same event, thereby creating a serious interference problem. NBC goes on to say that the complexity of program coverage, particularly television programs, has grown to the point where the presently available frequencies are inadequate. After a review of frequencies currently allocated to the broadcast auxiliary services NBC concludes that the 942–952 Mc/s band is best suited for the proposed use. It notes that broadcast STL and intercity relay stations employ highly directional transmitting and receiving antennas and are so installed as to have a clear optical path between the transmitting and receiving points. Thus, the strong signals provided to insure reliability are not likely to receive harmful interference from low powered devices such as are contemplated, particularly since they are unlikely to be used in the vicinity of the STL or intercity receivers.

3. American Broadcasting Co., Inc., (ABC) filed a statement supporting the NBC petition. ABC also calls attention to the vastly increased needs for these low powered communication devices. It notes that in a recently televised golf tournament, seventeen color television cameras were used, requiring three separate control points and the use of 15 remote pickup units. The remote pickup units are used for program production coordination, cueing, talkbacks, as well as actual program transmissions. In the case of events of major national importance where several networks cover the same event, the concentration of remote pickup units in a given area becomes unmanageable within the presently available spectrum. Both NBC and ABC agree that within present technology, small, low powered devices of the "wireless microphone" type can be produced to operate in the 942–952 Mc/s portion of the spectrum and which will provide a badly needed service to broadcasters.

4. The increasing use of hand carried and self-powered TV cameras at golf matches, football games, track meets, and other similar sporting events, at large assemblages such as political conventions, and in on-the-spot coverage of new stories, has created a new need. These cameras are complete TV stations including a low powered microwave transmitter to deliver the picture signals to a nearby receiving location but in spite of extensive miniaturization they are still somewhat unwieldy. A substantial improvement in size, weight, and picture quality can be achieved if certain necessary control functions are supplied from an external source. Among these are the synchronizing signals and adjustment of the camera iris to control the amount of light entering the camera. Such signals can be transmitted over a low powered broadcast auxiliary station operating in the 942–952 Mc/s band. The required communication range would be short, in most cases only a few hundred feet, and the use of synchronizing signals from a common source would eliminate the objectionable "roll-over" of the picture when switching between cameras. Control of the camera iris by the program director would result in better picture quality and allow the cameraman to concentrate on aiming the camera to better follow the action. Operation in the 942–952 Mc/s band would be particularly advantageous because the directive transmitting antenna could be made physically small and thus permit its mounting on the parabolic "dish" used to pick up the signals from the camera transmitter. This would insure proper aiming of the control signals whenever the signals from the camera were being used.

5. The subject petition is deemed to have sufficient merit to warrant the institution of rule making proceedings. The petition and the supporting statement contain persuasive reasons for considering permissive use of the 942–952 Mc/s broadcast auxiliary fixed service band by low powered communication devices. The use can be accommodated within a band already allocated for broadcast auxiliary use, thus, avoiding the allocation of additional spectrum space. The hazard of interference to stations operating in this band in accordance with the basic allocation, seems small and in any event use of the frequencies by the proposed low-powered devices would be on a secondary basis, providing full interference protection to regular services.

6. Accordingly, pursuant to the authority contained in sections 4(i), and 303(c) of the Communications Act of 1934, as amended, it is proposed to amend § 2.106 of the Commission rules by inserting a footnote designator NG ------ in column 7 of the Table of Frequency Allocations under the band 942–952 Mc/s and adding the following footnote at the appropriate place:

NG ------ low power broadcast auxiliary stations licensed pursuant to the provisions of § 74.437 of this chapter may be authorized to operate in the band 942–952 Mc/s subject to the condition that no harmful interference is caused to stations operating in accordance with the Table of Frequency Allocations.

7. It is further proposed to amend § 74.437 (c), (e), and (g) of the Commission rules to read as follows:

§ 74.437 Special rules relating to low power broadcast auxiliary stations.

* * * * *

(c) The license of a low-power broadcast auxiliary station authorizes the transmission of cues and orders to production personnel and participants in broadcast programs and in the preparation therefor, the transmission of program material by means of a wireless microphone worn by a performer or other participant in a program during rehearsal and during the actual broadcast, or the transmission of comments, interviews, and reports from the scene of a remote broadcast. Low power broadcast auxiliary stations operating in the 942–952 Mc/s band may in addition, transmit synchronizing signals and various control functions to portable or hand-carried TV cameras which employ low-power radio signals in lieu of cables to deliver picture signals to the control point at the scene of a remote broadcast. Such transmissions shall be intended for reception at a receiving point within the same studio, building, stadium, or similar limited indoor or outdoor area or at the location of a nearby remote pickup broadcast mobile station where they will be relayed to a broadcasting station for simultaneous or delayed broadcast.

* * * * *

(e) The operation of low-power broadcast auxiliary stations will be authorized only in the bands 26.10–26.48 Mc/s, 450–451 Mc/s and 942–952 Mc/s. Transmitting units may be operated on any frequency within the band of frequencies for which the station is licensed: *Provided*, That the emissions are confined to the authorized band. Transmitting units are not required to maintain a constancy of frequency beyond that necessary to insure compliance with the requirements of this paragraph. The emission bandwidth shall not be greater than that necessary for satisfactory transmission.

* * * * *

(g) Low-power broadcast auxiliary stations will not be licensed for a power input to the plate of the final radio frequency amplifier in excess of 1 watt and all operation thereof is subject to the condition that no harmful interference is caused to remote pickup broadcast base and mobile stations, aural broadcast STL and intercity relay stations, international aeronautical fixed stations, or international fixed public stations. Unusual transmitting antennas or antenna elevations shall not be used to deliberately extend the range of these low power devices beyond the limited areas defined in paragraph (c) of this section.

* * * * *

8. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules, interested parties may file comments on or before October 3, 1967, and reply comments on or before October 13, 1967. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision in this proceeding, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

9. In accordance with the provision of § 1.419 of the rules, an original and 14 copies of all comments, replies, pleadings, briefs, and other documents shall be furnished to the Commission.

Adopted: August 24, 1967.

Released: August 25, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-10169; Filed, Aug. 29, 1967; 8:49 a.m.]

[47 CFR Part 15]

[Docket No. 17364]

RADIO FREQUENCY DEVICES

Low Power Communications Devices; Order Further Extending Time for Filing Comments

In the matter of amendment of rules, Part 15, Subpart E—Low-Power Communications Devices; Docket No. 17364, RM 449, RM 463.

The Commission has before it for consideration a petition of Sears Roebuck and Co., Chicago, Ill., to extend the time for filing comments in this proceeding from August 22, 1967, to September 11, 1967.

The petitioner's interest in the proceeding stems from the fact it sells garage door control radio devices to the public. The petitioner proposes to submit detailed and extensive technical and

[1] Commissioner Cox absent.

other data concerning the proposed rules but will require a brief period in which to finalize its comments.

The comments of Sears Roebuck and Co. should be of interest to the Commission in this proceeding and, accordingly, it appears that the public interest would be served by granting the brief extension requested:

It is ordered, Pursuant to § 0.251(b) of the Commission's rules, that the time for filing comments in this proceeding is further extended to September 11, 1967, and that the time for filing reply comments is further extended to September 27, 1967.

Adopted: August 22, 1967.

Released: August 22, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-10171; Filed, Aug. 29, 1967; 8:49 a.m.]

[47 CFR Part 73]

[Docket No. 17684; FCC 67-985]

UHF TELEVISION BROADCAST CHANNELS

Table of Assignments; Ironwood, Mich.

In the matter of amendment of the Table of Assignments in § 73.606(b) of the Commission's rules and regulations to assign a UHF television broadcast channel to Ironwood, Mich.; Docket No. 17684, RM-1142.

1. On April 28, 1967, Walter H. Kalata filed a petition for rule making (RM-1142) requesting that a commercial television channel be assigned to Ironwood, Mich. In support thereof, the petitioner states that: (1) Based on his personal survey, an adequate economic base exists to support a television broadcast facility; (2) the community needs and desires a local outlet; (3) the facility could serve at least 50,000 persons in Upper Michigan and Northern Wisconsin; (4) the present principal television service is provided by a community antenna system carrying distant signals not serving the specific needs of the Ironwood area; (5) the closest television broadcast stations are located at a distance of from 70 to 170 miles from Ironwood; (6) a VHF channel previously assigned to Ironwood for commercial use was reassigned to Rhinelander, Wis., and was not replaced with another commercial assignment; (7) Ironwood is the commercial, recreational, and cultural center of an area consisting of several counties in Michigan and Wisconsin; and (8) the Civil Aeronautics Board has designated the Ironwood Airport as the regional airport for commercial airline service in this area. Petitioner acknowledges that the Ironwood region has not had any economic growth in the past years, but claims that trends indicate economic resurgence and contends that a television broadcast facility would contribute to the redevelopment of the region. Petitioner states that if a channel is assigned to Ironwood, he will, within a reasonable time, initiate engineering studies preparatory to applying for authority to construct and operate a new television broadcast station on such channel as might be assigned.

2. According to the 1960 U.S. Census, the city of Ironwood has a population of 10,265, and is the county seat and largest city of Gogebic County (population of 25,370). It now has no unreserved channel assigned. The closest television broadcast station is located at Rhinelander, Wis., approximately 70 miles away (Channel 12+, formerly assigned to Ironwood). Ironwood is located just within the Grade B contour of that station. According to the 1967 TV Factbook, the city is served by a CATV system that carries five U.S. signals and one Canadian signal.

3. An examination of the assignment possibilities at Ironwood indicates that Channel 24 meets the minimum mileage separation requirements of our rules and is the most efficient assignment using the criteria employed in developing the overall UHF assignment plan.

4. Accordingly, pursuant to the authority contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended, it is proposed to amend the Table of Assignments in § 73.606(b) of the Commission's rules by assigning Channel 24 to Ironwood, Mich.

5. Pursuant to applicable procedures set out in § 1.415 of the Commission rules, interested parties may file comments on or before October 3, 1967, and reply comments on or before October 13, 1967. All submissions by parties to this proceeding or by persons acting in behalf of such parties must be made in written comments, reply comments or other appropriate pleadings.

6. In accordance with the provisions of § 1.419 of the rules, an original and 14 copies of all written comments, replies, pleadings, briefs, or other documents shall be furnished the Commission.

Adopted: August 24, 1967.

Released: August 25, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-10170; Filed, Aug. 29, 1967; 8:49 a.m.]

[1] Commissioner Cox absent.

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Antidumping—ATS 642.3–W]

REFRIGERATION COMPRESSORS FROM DENMARK

Notice of Tentative Determination

AUGUST 22, 1967.

Information was received on May 31, 1966, that refrigeration compressors manufactured by Danfoss Manufacturing Co. (Danfoss Denmark), Nordborg, Denmark, were being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.). This information was the subject of an "Antidumping Proceeding Notice" which was published pursuant to § 14.6(d), Customs Regulations, in the FEDERAL REGISTER of July 9, 1966, on page 9425 thereof.

I hereby make a tentative determination that refrigeration compressors manufactured by Danfoss Manufacturing Co. (Danfoss Denmark), Nordborg, Denmark, are not being, nor likely to be, sold at less than fair value within the meaning of section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)).

Statement of reasons on which this tentative determination is based. 1. The information developed in this case discloses that the proper basis for the fair value comparison is between exporter's sales price and the weighted-average adjusted third country price.

2. Exporter's sales prices were calculated on the basis of the prices at which almost 95 percent of the imported compressors are sold in the United States. From these prices there were deducted the included duty, inland freight in the United States, ocean freight and Danish inland freight, and the cost of selling in the United States.

3. The weighted-average adjusted third country prices were represented by the net adjusted prices of all sales to third countries of models of the types practically identical to the imported models. Deductions have been made for included agents' commissions, interest and banking charges, insurance premiums, delivery costs, and special services where appropriate.

4. Exporter's sales price was not lower than weighted-average adjusted third country price in any instance.

Such written submissions as interested parties may care to make with respect to the contemplated action will be given appropriate consideration by the Secretary of the Treasury.

If any person believes that any information obtained by the Bureau of Customs in the course of this antidumping proceeding is inaccurate or that for any other reason the tentative determination is in error, he may request in writing that the Secretary of the Treasury afford him an opportunity to present his views in this regard.

Any such written submissions or requests should be addressed to the Commissioner of Customs, 2100 K Street NW., Washington, D.C. 20226, in time to be received by his office not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER.

This tentative determination and the statement of reasons therefor are published pursuant to § 14.8(a) of the Customs Regulations (19 CFR 14.8(a)).

[SEAL] MATTHEW J. MARKS,
Acting Assistant Secretary of the Treasury.

[F.R. Doc. 67–10146; Filed, Aug. 29, 1967; 8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[A 997]

ARIZONA

Notice of Proposed Withdrawal and Reservation of Lands

The Bureau of Reclamation, Department of the Interior, has amended their application A 997, published as F.R. Doc. 67–8213, Vol. 32, page 10519, July 18, 1967, to eliminate therefrom the following described lands:

GILA AND SALT RIVER MERIDIAN, ARIZONA

T. 5 N., R. 1 W.,
Sec. 17, S½S½;
Sec. 19, lots 2, 3, and 4, SE¼NW¼, E½SW¼, and SE¼;
Sec. 20, N½ and N½SW¼;
Sec. 21, N½.

The area described above totals approximately 1,284.04 acres in Maricopa County.

There are, therefore, approximately 11,572.41 acres remaining in the Maricopa County area in the application; for a total aggregate of approximately 30,803.25 acres remaining therein.

Pursuant to the regulations in 43 CFR, Part 2311, such lands will be at 10 a.m. on September 21, 1967, relieved of the segregative effect of the above mentioned application.

Dated: August 22, 1967.

FRED J. WEILER,
State Director.

[F.R. Doc. 67–10129; Filed, Aug. 29, 1967; 8:45 a.m.]

[S 487]

CALIFORNIA

Notice of Classification of Public Lands for Multiple Use Management

1. Pursuant to the Act of September 19, 1964 (78 Stat. 986; 43 U.S.C. 1411–18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands in paragraph 3 are classified for multiple use together with any lands located in the areas described in paragraph 3 that may become public lands in the future. Publication of this notice segregates the lands from appropriation only under the agricultural land laws (43 U.S.C. Chs. 7 and 9; 25 U.S.C. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171) and the lands shall remain open to all other applicable forms of appropriation, including the mining and mineral leasing laws, except as to lands described in paragraph 4 of this notice which are further segregated from the operation of the mining laws (30 U.S.C. Ch. 2).

As used herein, "Public Lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269) as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. Comments were received following publication of the notice of proposed classification (32 F.R. 5377). Comments were also received at the Public Hearing of April 12, 1967, at Sonora, Calif., and for the 48 days thereafter. All comments concerning the proposed classification were carefully considered and evaluated. None of the comments offered sufficient information to warrant a change in the notice of proposed classification. The record showing reaction to the classification made by members of the public attending or interested in the hearing is on file and can be examined in the Folsom District Office, Folsom, Calif.

3. The public lands affected by this classification are located within the following described areas and are shown on the Tuolumne-Mariposa Planning Unit Classification Map, on file in the Folsom District Office, 630 Natoma Street, Folsom, Calif., and on the Sacramento Land Office records, Bureau of Land Management, 650 Capitol Mall, Sacramento, Calif.:

MOUNT DIABLO MERIDIAN, CALIFORNIA

TUOLUMNE & MARIPOSA COUNTIES

Block No. I

All public lands in:

T. 1 N., R. 13 E.,
Secs. 1, 2, and 3;
Secs. 10 to 15, inclusive;
Secs. 21, 22, 28, and 29.
T. 2 N., R. 13 E.,
Secs. 24 to 27, inclusive;
Secs. 34 to 36, inclusive.
T. 1 N., R. 14 E.,
Secs. 5 to 8, inclusive;
Secs. 17 to 20, inclusive.
T. 2 N., R. 14 E.,
Secs. 3, 4, 8, 9, 17, 19, and 20;
Secs. 29 to 32, inclusive.
T. 3 N., R. 14 E.,
Secs. 12, 13, 14, 23, 24, 26, 27, 34, 35, and 36.

Except the following public lands:

T. 1 N., R. 14 E.,
Sec. 5, E½SE¼SW¼NW¼.
T. 2 N., R. 14 E.,
Sec. 29, lots 3 and 6, and lots 8 to 13, inclusive;
Sec. 30, lots 5 and 12, lots 15 to 19, inclusive, and lots 21 and 23;
Sec. 32, lots 16 and 17.

Block No. II

All public lands in:

T. 1 N., R. 14 E.,
Secs. 27, 28, 33, and 34.
T. 1 N., R. 15 E.,
Secs. 25 and 26.
T. 1 N., R. 16 E.,
Sec. 4, E½;
Secs. 9, 16, 17, 19, and 20;
Sec. 21, W½;
Secs. 30 and 31.
T. 2 N., R. 16 E.,
Sec. 21, SE¼;
Sec. 28;
Sec. 33, E½.
T. 1 S., R. 13 E.,
Secs. 1, 11, 12, and 13.
T. 1 S., R. 14 E.,
Secs. 2 to 29, inclusive;
Secs. 34 to 36, inclusive.
T. 2 S., R. 14 E.,
Secs. 1, 2, 3, 12, 13;
Secs. 22 to 27, inclusive;
Secs. 33 to 36, inclusive.
T. 3 S., R. 14 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive.
T. 1 S., R. 15 E.,
Secs. 1 to 5, inclusive;
Secs. 7 to 11, inclusive;
Secs. 16 to 21, inclusive;
Secs. 29 to 32, inclusive.
T. 2 S., R. 15 E.,
Secs. 5 to 8, inclusive;
Secs. 17 to 20, inclusive;
Secs. 29 to 32, inclusive.
T. 3 S., R. 15 E.,
Secs. 5 to 8, inclusive;
Secs. 17 and 18.
T. 1 S., R. 16 E.,
Sec. 6.

Except the following public lands:

T. 1 N., R. 16 E.,
Sec. 9, Mineral Survey 4746.
T. 2 N., R. 16 E.,
Sec. 33, lot 12 (exclusive of M.S. 5993).
T. 1 S., R. 14 E.,
Sec. 2, lot 63;
Sec. 3, lot 15.
T. 1 S., R. 15 E.,
Sec. 7, lot 15 and Saturn and Jupiter Quartz Mining Claims.

Block No. III

All public lands in:

T. 1 S., R. 15 E.,
Secs. 22 to 28, inclusive;
Secs. 33 to 36, inclusive.
T. 2 S., R. 15 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive;
Secs. 21 to 28, inclusive;
Secs. 33 to 36, inclusive.
T. 1 S., R. 16 E.,
Secs. 29 to 34, inclusive.
T. 2 S., R. 16 E.

Except the following public lands:

T. 1 S., R. 15 E.,
Sec. 22, lot 5 and M.S. 5635B;
Sec. 33, lots 5, 6, 7, 13, and 14.
T. 2 S., R. 15 E.,
Sec. 4, lot 8;
Sec. 9, SW¼NE¼SW¼ and NW¼SE¼SW¼;
Sec. 26, S½S½;
Sec. 35, NE¼NE¼.
T. 2 S., R. 16 E.,
Sec. 5, lot 4;
Sec. 17, NE¼NE¼.

Block No. IV

All public lands in:

T. 3 S., R. 15 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive;
Secs. 22 to 27, inclusive;
Secs. 34 to 36, inclusive.
T. 4 S., R. 15 E.,
Secs. 1 and 2;
Secs. 11 to 14, inclusive;
Secs. 23 and 24.
T. 3 S., R. 16 E.
T. 4 S., R. 16 E.,
Secs. 1 to 21, inclusive.
T. 3 S., R. 17 E.,
Secs. 7 to 36, inclusive.
T. 4 S., R. 17 E.,
Secs. 1 to 18, inclusive;
Secs. 22 to 27, inclusive;
Sec. 36.
T. 3 S., R. 18 E.,
Sec. 19;
Secs. 25 to 36, inclusive.
T. 4 S., R. 18 E.
T. 5 S., R. 18 E.,
Secs. 1 to 6, inclusive.

Except the following public lands:

T. 3 S., R. 16 E.,
Sec. 1, lot 1;
Sec. 4, lot 3 (portion west of lot 65) and lot 10;
Sec. 9, lot 12;
Sec. 11, lot 3.
T. 4 S., R. 16 E.,
Sec. 19, SE¼SW¼.
T. 3 S., R. 17 E.,
Sec. 19, lot 18;
Sec. 29, lots 44 and 46;
Sec. 30, lot 15.
T. 4 S., R. 17 E.,
Sec. 25, SE¼NW¼, E½SW¼, and SE¼SE¼.
T. 4 S., R. 18 E.,
Sec. 14, lot 12;
Sec. 22, lot 4;
Sec. 26, lot 3;
Sec. 27, lot 9;
Sec. 28, Talk Quartz Lode mining claim;
Sec. 29, Mountain Queen Lode mining claim;
Sec. 30, Ohio Placer mining claim;
Sec. 31, Permit Lode and Milburn Lode mining claims;
Sec. 32, Triumph Lode mining claim;
Sec. 33, lot 7;
Sec. 35, Penobscot Lode mining claim.

BLOCK No. V

All public lands in:

T. 2 N., R. 14 E.,
Sec. 1, lot 1, NE¼SW¼, N½NW¼SW¼, SW¼NW¼SW¼, N½SE¼SW¼, SE¼SE¼SW¼, and E½W½SW¼SE¼;
Sec. 24, lots 5, 7, 11, and NE¼SE¼.
T. 2 N., R. 15 E.,
Sec. 3, lot 1;
Sec. 4, lots 14 and 15;
Sec. 6, lots 1, 2, 7, 8, 9, 12, 13, 14, and 15, NW¼SE¼ and E½SE¼;
Sec. 8, SE¼NW¼;
Sec. 17, NE¼NW¼ and NW¼SE¼;
Sec. 18, lot 2 (exclusive of Mountain Quail Lode mining claim), lots 3, 4, and 5, E½NE¼, SE¼NW¼NW¼ (exclusive of Mountain Quail Lode mining claim), SE¼NW¼ (exclusive of Bozovich Lode and Mountain Quail Lode mining claims), SE¼SW¼, NE¼SE¼, Bozovich Lode mining claim (exclusive of SW¼NE¼ and Tuscany Lode mining claim), Mountain Quail Lode mining claim, and Tuscany Lode mining claim);
Sec. 19, lots 1 to 3, inclusive, lots 5 to 11, inclusive, NE¼NE¼, W½NE¼, NE¼NW¼, NE¼SW¼, and SE¼SW¼ (exclusive of Mineral Survey 5014);
Sec. 20, NW¼NW¼ and W½SW¼;
Sec. 30, lots 6, 7, and 8, NE¼, NE¼NW¼ (exclusive of Mineral Survey 5014), and SE¼NW¼.
T. 2 N., R. 16 E.,
Sec. 10, lot 5;
Sec. 16, E½NE¼NE¼ and S½NE¼.
T. 1 S., R. 16 E.,
Sec. 20, lot 1, lot 39, and Pipe Dream Lode mining claim.
T. 7 S., R. 17 E.,
Sec. 9, SW¼NE¼.

The public lands in the areas described aggregate approximately 77,241 acres.

4. As provided in paragraph 1 above, the following lands are segregated from appropriation under the mining laws (aggregating approximately 5,443 acres):

MOUNT DIABLO MERIDIAN

T. 1 N., R. 14 E.,
Sec. 6, lots 10 to 14, inclusive, lots 16, 17, 18, and lots 20 to 24, inclusive;
Sec. 17, W½NE¼;
Sec. 19, N½SE¼ and SW¼SE¼;
Sec. 20, SW¼SW¼NE¼, SW¼NW¼, S½SE¼NW¼, and N½SW¼.
T. 2 N., R. 14 E.,
Sec. 17, N½NE¼SE¼ and SW¼NE¼SE¼;
Sec. 24, lots 5, 7, 11, and NE¼SE¼;
Sec. 30, lots 20, 24, 26, and portion of Mineral Survey 6307;
Sec. 31, lots 1, 6, 16, 18, 21, and 25 (exclusive of withdrawn portion of Mineral Survey 6307), SW¼NE¼, E½NW¼, and NW¼SE¼;
Sec. 32, lots 10, 11, 13, and 19.
T. 2 N., R. 15 E.,
Sec. 6, lots 14 and 15;
Sec. 8, SE¼NW¼;
Sec. 18, lot 2 (exclusive of Mountain Quail Lode mining claim), lots 3, 4, and 5, E½NE¼, SE¼NW¼NW¼ (exclusive of Mountain Quail Lode mining claim), SE¼NW¼ (exclusive of Bozovich Lode and Mountain Quail Lode mining claims), SE¼SW¼, NE¼SE¼, Bozovich Lode mining claim (exclusive of SW¼NE¼ and Tuscany Lode mining claim), Mountain Quail Lode mining claim, and Tuscany Lode mining claim;
Sec. 19, lots 1 to 3, inclusive, lots 5 to 11, inclusive, NE¼NE¼, W½NE¼, NE¼NW¼, NE¼SW¼, and SE¼SW¼ (exclusive of Mineral Survey 5014);
Sec. 20, NW¼NW¼ and W½SW¼;
Sec. 30, lots 6, 7, and 8, NE¼, NE¼NW¼ (exclusive of Mineral Survey 5014), and SE¼NW¼.
T. 2 N., R. 16 E.,
Sec. 16, E½NE¼NE¼ and S½NE¼;
Sec. 21, SW¼SE¼;
Sec. 28, N½ (exclusive of NE¼NE¼ and Mineral Survey 5533).

T. 1 S., R. 14 E.,
Sec. 24, E½SE¼NE¼, NE¼SW¼, and SW¼SE¼;
Sec. 27, W½E½;
Sec. 34, NW¼NE¼.
T. 2 S., R. 14 E.,
Sec. 1, lot 3;
Sec. 33, NE¼SE¼.
T. 3 S., R. 14 E.,
Sec. 3, lots 3 and 4.
T. 1 S., R. 15 E.,
Sec. 1, lots 6, 7, and 8;
Sec. 18, NW¼SE¼.
T. 2 S., R. 15 E.,
Sec. 6, lots 4, 5, and 8;
Sec. 7, lot 3;
Sec. 17, W½SE¼;
Sec. 31, portion of lot 38A;
Sec. 32, lots 1, 2, 4, and portion of lot 38A.
T. 3 S., R. 15 E.,
Sec. 1, S½SE¼.
T. 1 S., R. 16 E.,
Sec. 20, lots 1, 39, and Pipe Dream Lode mining claim.
T. 3 S., R. 16 E.,
Sec. 4, lots 4, 12, and 13;
Sec. 5, lot 1, S½N½, NW¼SW¼, and NE¼SE¼;
Sec. 6, S½NE¼ and SE¼NW¼;
Sec. 11, lot 2;
Sec. 20, E½SE¼;
Sec. 21, SW¼SW¼;
Sec. 22, lot 2;
Sec. 31, lot 9;
Sec. 34, SW¼SW¼.
T. 4 S., R. 16 E.,
Sec. 1, lot 23;
Sec. 2, lots 12, 17, and 18;
Sec. 3, lot 9;
Sec. 12, lots 1, 2, 5, and N½SW¼NE¼.

Including all public lands situated within 200 feet on either side of the centerline of the following roads:

MOUNT DIABLO MERIDIAN

(1) Jacks Creek Road, extending form sec. 10, T. 2 S., R. 16 E., to sec. 33, T. 1 S., R. 16 E., and;

(2) Hunter Valley Mountain Road, extending from sec. 18, T. 4 S., R. 17 E., to sec. 20, T. 3 S., R. 16 E.

5. For a period of 30 days from date of publication of this notice in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2(c).

E. J. PETERSEN,
Acting State Director.

[F.R. Doc. 67-10130; Filed, Aug. 29, 1967; 8:45 a.m.]

[Oregon 015031]

OREGON

Order Providing for Opening of Public Lands

AUGUST 24, 1967.

1. In an exchange of lands made under the provisions of section 8 of the Act of June 28, 1934 (48 Stat. 1272), as amended June 26, 1936 (49 Stat. 1976; 43 U.S.C. 315g), the following lands have been reconveyed to the United States:

WILLAMETTE MERIDIAN

T. 25 S., R. 30 E.,
Sec. 16, SW¼ and SW¼SE¼.

The areas described aggregate 200 acres.

2. The lands are located in Harney County. They are semiarid in character and are not suitable for farming.

3. Subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law, the lands are hereby open to application, petition, location, and selection. All valid applications received at or prior to 10 a.m., September 29, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

4. The United States did not acquire minerals in the lands described herein.

5. Inquiries concerning the lands should be addressed to the Chief, Division of Lands and Minerals Program Management and Land Office, Post Office Box 2965, Portland, Oreg. 97208.

VIRGIL E. STARR,
Acting Chief,
Branch of Lands.

[F.R. Doc. 67-10166; Filed, Aug. 29, 1967; 8:49 a.m.]

National Park Service

[Order No. 43]

CHIEF AND REGIONAL CHIEFS, DIVISION OF PROPERTY MANAGEMENT AND GENERAL SERVICES

Delegation of Authority

1. The Chief, Division of Property Management and General Services, may enter into and administer contracts each in an amount not in excess of $200,000 for supplies, equipment, and services in conformity with applicable regulations and statutory authority and subject to the availability of appropriations.

2. The Regional Chiefs, Division of Property Management and General Services may enter into and administer contracts not in excess of $50,000 for supplies, equipment or services for all offices for which they have been assigned procurement responsibility.

3. Revocation: This order supersedes National Park Service delegations of authority Order No. 18 and Order No. 23.

(205 DM 11.1, 26 F.R. 11748; 245 DM 1.1, 27 F.R. 6395)

Dated: August 4, 1967.

GEORGE B. HARTZOG, Jr.,
Director.

[F.R. Doc. 67-10131; Filed, Aug. 29, 1967; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

IOWA, KANSAS, AND NORTH DAKOTA

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the States of Iowa, Kansas, and North Dakota natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

IOWA

Crawford. Tama.

KANSAS

Butler. Marion.
Harvey. McPherson.

NORTH DAKOTA

Eddy. Kidder.
Foster.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1968, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 25th day of August 1967.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 67-10175; Filed, Aug. 29, 1967; 8:50 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-276]

GEORGIA INSTITUTE OF TECHNOLOGY

Notice of Issuance of Provisional Construction Permit

No request for a hearing or petition to intervene having been filed following publication of the notice of proposed action in the FEDERAL REGISTER, the Atomic Energy Commission has issued, effective as of the date of issuance, Provisional Construction Permit No. CPRR-100 to Georgia Institute of Technology. This permit authorizes the Institute to receive, transport, possess, and store, but not to assemble, the disassembled reactor component parts and fuel obtained from The University of Akron on the Institute's campus in Atlanta, Ga.

The provisional construction permit was issued as set forth in the Notice of Proposed Issuance of Provisional Construction Permit published in the FEDERAL REGISTER on August 2, 1967, 32 F.R. 11241.

Dated at Bethesda, Md., this 21st day of August 1967.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Reactor Operations, Division of Reactor Licensing.

[F.R. Doc. 67-10162; Filed, Aug. 29, 1967; 8:49 a.m.]

[Docket No. 50-301]

WISCONSIN ELECTRIC POWER CO. AND WISCONSIN MICHIGAN POWER CO.

Notice of Receipt of Application for Construction Permit and Facility License

Wisconsin Electric Power Co. and its subsidiary, Wisconsin Michigan Power Co. (the applicants), 231 West Michigan Street, Milwaukee, Wis., pursuant to section 104(b) of the Atomic Energy Act of 1954, as amended, have filed an application, dated July 17, 1967, for authorization to construct and operate a second pressurized water nuclear reactor at the applicants' Point Beach site. The site is located on the west shore of Lake Michigan in the town of Two Creeks, Manitowoc County, Wis., approximately 90 miles north-northeast of Milwaukee.

The proposed reactor, designated by the applicant as the Point Beach Nuclear Plant Unit No. 2, is a duplicate of the Point Beach Nuclear Plant Unit No. 1 which is currently being constructed at the same site. Both reactors are designed for initial operation at approximately 1,396 thermal megawatts with a net electrical output of approximately 454 megawatts.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 22nd day of August 1967.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,
Division of Reactor Licensing.

[F.R. Doc. 67-10125; Filed, Aug. 29, 1967; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18919; Order E-25592]

CONTINENTAL AIR LINES, INC.

Order of Investigation and Suspension Regarding Proposed Increased Rates on Baby Poultry

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 25th day of August 1964.

By tariff revision bearing the posting date of August 16, 1967, and marked to become effective September 30, 1967, Continental Air Lines, Inc. (Continental), proposes to increase its rates on baby poultry. The proposal, applicable to the entire system of the carrier, will raise the rates from the current level of 175 percent of the applicable general commodity rates to 250 percent.

The justification presented by the carrier essentially is that, because of stacking losses, even the proposed higher rates for baby poultry would yield lower revenues than any other commodity in the same amount of space.

By Order E-25538, dated August 16, 1967, the Board suspended and set for investigation identical proposals filed by American Airlines, Inc. (American), The Flying Tiger Line, Inc. (Tiger), Trans World Airlines, Inc. (TWA), and by United Air Lines, Inc. (United), marked to become effective September 1, 1967. The carriers' justification was essentially the same as that submitted by Continental in support of this proposal. The Board based the foregoing action chiefly on the ground that the carriers' justification was not adequate to support the sharp increase proposed.

Consistent with its foregoing action, and for the same reasons, the Board finds that Continental's proposal may be unjust, unreasonable, or unjustly discriminatory, or unduly preferential, or unduly prejudicial, or otherwise unlawful, and should be investigated. The Board has further decided to suspend the proposal pending investigation. This investigation will be consolidated with that instituted by Order E-25538, supra.

In addition, the proposals made by American and Tiger set for investigation and suspended by Order E-25538, supra, have been brought forward without change on a subsequent tariff page. The reissue of these suspended rates will, accordingly, be suspended and investigated.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof:

It is ordered, That:

1. An investigation be instituted to determine whether the Exception Ratings to General Commodity Rates of 250 percent (of the general commodity rates) applicable to "Poultry, Baby" for account of "AA," "CO," and "FT" appearing in Item No. 120 on 96th Revised Page 204 of Airline Tariff Publishers, Inc., Agent, CAB No. 8 (Agent J. Aniello series), and rules, regulations, and practices affecting such ratings, are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful ratings, and rules, regulations, or practices affecting such ratings;

2. Pending hearing and decision by the Board, the Exception Ratings to General Commodity Rates of 250 percent (of the general commodity rates) applicable to "Poultry, Baby" for account of "AA," "CO," and "FT" appearing in Item No. 120 on 96th Revised Page 204 of Airline Tariff Publishers, Inc., Agent, CAB No. 8 (Agent J. Aniello series) are suspended and their use deferred to and including November 29, 1967, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The foregoing investigation is consolidated with that instituted by Order E-25538, dated August 16, 1967; and

4. Copies of this order shall be filed with the tariffs, and served upon Continental Air Lines, Inc., which is hereby made a party to this proceeding, and upon all other parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 67-10163; Filed, Aug. 29, 1967; 8:49 a.m.]

[Docket No. 17687]

WARDAIR CANADA, LTD.

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on September 19, 1967, at 10 a.m., e.d.s.t., in Room 911, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner William J. Madden.

Dated at Washington, D.C., August 23, 1967.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 67-10164; Filed, Aug. 29, 1967; 8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 17446-17448; FCC 67M-1422]

ST. ANTHONY TELEVISION CORP. (KHMA-TV) AND DELTA TELE-RADIO CORP.

Order Regarding Procedural Dates

In re applications of St. Anthony Television Corp. (KHMA-TV), Houma, La., Docket No. 17446, File No. BMPCT-6125, for extension of time within which to construct; St. Anthony Television Corp. (KHMA-TV), Houma, La., Docket No. 17447, File No. BMPCT-6196, for modification of construction permit; and St. Anthony Television Corp. (KHMA-TV) (Assignor) Houma, La., and Delta Teleradio Corp., Panama City, Fla. (assignee), Docket No. 17448 File No. BAPCT-375, for assignment of construction permit.

The Hearing Examiner having under consideration the "Petition for Continuance" filed jointly by the two abovenamed parties on August 22, 1967, requesting a continuance of the presently scheduled procedural dates in the above-entitled matter;

It appearing, that counsel for all of the parties have consented to a grant of the request, and that good cause has been shown therefor:

It is ordered, That:

Exchange of Exhibits presently scheduled for September 6, 1967, is continued to November 6, 1967;

Informal engineering conference presently scheduled for September 11, 1967, is continued to November 13, 1967;

Notification of witnesses presently scheduled for September 18, 1967, is continued to November 20, 1967; and

Hearing presently scheduled for September 25, 1967, is continued on November 27, 1967.

Issued: August 23, 1967.

Released: August 24, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-10172; Filed, Aug. 29, 1967; 8:50 a.m.]

[Docket No. 17174; FCC 67M-1429]

SIOUX EMPIRE BROADCASTING CO.

Order Continuing Hearing

In re application of Elder C. Stangland and Wallace L. Stangland, doing business as Sioux Empire Broadcasting Co., Sioux Falls, S. Dak., Docket No. 17174, File No. BP-15191; for construction permit.

The Acting Chief Hearing Examiner having under consideration a communication dated August 23, 1967, from counsel of KISD, Inc., requesting a rescheduling of the exchange date for exhibits now set for August 25, 1967, and a continuation of the hearing now scheduled for September 5, 1967;

It appearing, that counsel for KISD, Inc., has informally advised the Acting Chief Hearing Examiner that he has only recently been retained by the licensee;

It further appearing, from this communication that Samuel Miller, Esq., counsel for Sioux Empire Broadcasting Co., is opposed to the extension of any procedural dates;

It further appearing, that the Hearing Examiner assigned to this matter and Bureau counsel both are currently on leave;

It further appearing, that good cause exists why the request should be granted:

Accordingly, it is ordered, That the request is granted, and that the date for exchange of exhibits is on or before September 8, 1967; and

It is further ordered, That the hearing now scheduled for September 5, 1967, be and the same is hereby continued without date until Hearing Examiner may reschedule same.

Issued: August 24, 1967.

Released: August 25, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-10173; Filed, Aug. 29, 1967; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP68-52]

ARKANSAS LOUISIANA GAS CO.

Notice of Application

AUGUST 22, 1967.

Take notice that on August 14, 1967, Arkansas Louisiana Gas Co. (Applicant), Post Office Box 1734, Shreveport, La. 71102, filed in Docket No. CP68-52 an application pursuant to subsection (c) of section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities and the sale and delivery of volumes of natural gas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to construct and operate approximately 3,500 feet of 3½ inch market lateral and related facilities, extending from Applicant's existing Line "T" to the site of the plant of International Paper Co. (Paper), Hot Spring County, Ark. Applicant also seeks authorization to sell and deliver to Paper, through the facilities proposed above, volumes of interruptible natural gas for use by an industrial customer. Applicant states that Paper estimates its peak daily and annual natural gas requirements at 1,250 Mcf and 193,450 Mcf, respectively. Applicant states further that the proposed deliveries of natural gas to Paper are to be made on an interruptible basis so as not to interfere with Applicant's ability to meet the requirements of its firm customers.

Applicant estimates the total cost of the facilities proposed at approximately $14,490, said cost to be financed from cash on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before September 18, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-10132; Filed, Aug. 29, 1967; 8:45 a.m.]

[Docket No. CP60-99]

NORTHERN NATURAL GAS CO.

Notice of Application

AUGUST 22, 1967.

Take notice that on May 10, 1960, Northern Natural Gas Co. (Applicant), 2223 Dodge Street, Omaha, Nebr. 68102, filed in Docket No. CP60-99 an application pursuant to subsection (c) of section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities and the transportation of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to construct and operate certain natural gas gathering and processing facilities, such facilities to be located in the Laverne Field, Beaver County, Okla., and called the "Highland System". Applicant also seeks authorization to transport in interstate commerce volumes of natural gas purchased in the abovementioned Laverne Field from Cabot Carbon Co. (Cabot), the principal seller, Eason Oil Co. (Eason) and Ozark Mahoning Co. (Ozark), pursuant to gas purchase contracts between the parties dated March 17, 1960. Applicant states that the gas proposed to be purchased will materially enhance its gas supply position.

Applicant was granted temporary authority to construct and operate the facilities proposed herein by letter order issued August 8, 1960. In addition, Cabot, Eason, and Ozark have been granted permanent authorization for the sales described above.

Applicant estimates the total cost of the facilities proposed at approximately $1,550,700, said cost to be financed from cash on hand and cash generated from operations.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before September 18, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Comimssion on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 67-10133; Filed, Aug. 29, 1967; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

OTTO BREMER CO.

Order Granting Determinations Under Bank Holding Company Act

In the matter of the application of Otto Bremer Co., St. Paul, Minn., pursuant to section 4(c)(8) of the Bank Holding Company Act of 1956 for determinations re the proposed Farmers Insurance Agency, Inc., American Insurance Agency, Inc., International State Insurance Agency, Inc., Farmers Agricultural Credit Co., Inc., and Carrington Credit Co. (Dockets Nos. BHC-75, BHC-76, BHC-77, BHC-78, BHC-79).

Otto Bremer Co., St. Paul, Minn., a bank holding company within the meaning of section 2(a) of the Bank Holding Company Act of 1956 (12 U.S.C. sec. 1841(a)), filed requests for determinations by the Board of Governors of the Federal Reserve System that the activities planned to be undertaken by its proposed subsidiaries, Farmers Insurance Agency, Inc., American Insurance Agency, Inc., International State Insurance Agency, Inc., Farmers Agricultural Credit Co., Inc., and Carrington Credit Co., are of the kind described in section 4(c)(8) of the Act (12 U.S.C. sec. 1843(c)(8)) and § 222.5(b) of the Board's Regulation Y (12 CFR 222.5(b)), so as to make it unnecessary for the prohibitions of section 4(a) of the Act, respecting the ownership of shares in nonbanking companies, to apply in order to carry out the purposes of the Act.

Pursuant to the requirements of section 4(c)(8) of the Act, and in accordance with the provisions of §§ 222.5(b) and 222.7(a) of the Board's Regulation Y (12 CFR 222.5(b), 222.7(a)), a hearing was held on these matters on January 20, 1966. Applicant requested that the report and recommended decision of the Hearing Examiner be waived, which request was granted, and attendant thereupon Applicant waived the right to file exceptions permitted by § 263.12(a) of the Board's Rules of Practice for Formal Hearings (12 CFR 263.12(a)). For the reasons set forth in the statement[1] of this date, and on the basis of the entire record,

It is hereby ordered, That the activities planned to be undertaken by each of the proposed companies, Farmers Insurance Agency, Inc., American Insurance Agency, Inc., International State Insurance Agency, Inc., Farmers Agricultural Credit Co., Inc., and Carrington Credit Co., are determined to be so closely related to the business of banking or of managing or controlling banks as to be a proper incident thereto and as to make it unnecessary for the prohibitions of section 4(a) of the Bank Holding Company Act of 1956 to apply in order to carry out the purposes of the Act: *Provided, however*, That each of these determinations is subject to revocation if the facts upon which it is based should cease to obtain in any material respect.

Dated at Washington, D.C., this 23d day of August 1967.

By order of the General Counsel of the Board of Governors, acting on behalf of the Board pursuant to delegated authority.

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 67-10135; Filed, Aug. 29, 1967; 8:46 a.m.]

[1] Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Minneapolis.

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.; Temporary Reg. D-7]

POSTMASTER GENERAL

Delegation of Authority Regarding Post Office and Custom House, St. Paul, Minn.

1. *Purpose.* This regulation delegates authority to the Postmaster General to perform the functions of operation, maintenance, and protection of the Post Office and Customhouse, St. Paul, Minn.

2. *Effective date.* This delegation of authority is effective September 1, 1967.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, authority is hereby delegated to the Postmaster General to perform the functions of operation, maintenance, and protection of the Post Office and Customhouse, St. Paul, Minn.

b. The authority herein delegated may be redelegated to any officer or employee of the Post Office Department.

c. The authority hereby delegated shall be exercised in accordance with all applicable laws and regulations of the General Services Administration.

Dated: August 23, 1967.

LAWSON B. KNOTT, Jr.,
Administrator of General Services.

[F.R. Doc. 67-10149; Filed, Aug. 29, 1967; 8:48 a.m.]

OFFICE OF EMERGENCY PLANNING

ALASKA

Notice of Major Disaster

Pursuant to the authority vested in me by the President under Executive Order 10427 of January 16, 1953, Executive Order 10737 of October 29, 1957, and Executive Order 11051 of September 27, 1962 (18 F.R. 407, 22 F.R. 8799, 27 F.R. 9683); Reorganization Plan No. 1 of 1958, Public Law 85-763, and Public Law 87-296; by virtue of the Act of September 30, 1950, entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (42 U.S.C. 1855-1855g), as amended; notice is hereby given of a declaration of "major disaster" by the President in his letter dated August 17, 1967 reading in part as follows:

I have determined that the damage in the various areas of the State of Alaska, adversely affected by severe storms and floods beginning on or about August 12, 1967, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 81-875.

I do hereby determine the following area in the State of Alaska to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of August 17, 1967:

Area of Tanana River Basin as defined by the Basin Map Plate 17—contained in Tanana River Basin report—House Document No. 137—84th Congress, 1st session.

Dated: August 23, 1967.

FARRIS BRYANT,
Director,
Office of Emergency Planning.

[F.R. Doc. 67-10165; Filed, Aug. 29, 1967; 8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[70-4529]

ALABAMA POWER CO.

Notice of Proposed Issue and Sale of First Mortgage Bonds at Competitive Bidding

AUGUST 24, 1967.

Notice is hereby given that Alabama Power Co. ("Alabama"), 600 North 18th Street, Birmingham, Ala. 35202, an exempt holding company and an electric utility subsidiary company of The Southern Co. ("Southern"), a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transactions.

Alabama proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, $28 million principal amount of first mortgage bonds, _____ percent Series due 1997. The interest rate of the bonds (which will be a multiple of one-eighth of 1 percent) and the price, exclusive of accrued interest, to be paid to Alabama (which will be not less than 99 percent nor more than 102¾ percent of the principal amount thereof) will be determined by the competitive bidding. The bonds will be issued under an Indenture

dated as of January 1, 1942, between Alabama and Chemical Bank New York Trust Co., trustee, as heretofore supplemented and as to be further supplemented by a supplemental indenture to be dated as of October 1, 1967.

The proceeds from the issue and sale of the bonds will be applied by Alabama, together with the proceeds from the proposed sale of 20,000 shares of its common stock to Southern, pursuant to the order of the Commission dated April 14, 1967 (Holding Company Act Release No. 15711), and from other funds available, to finance its 1967 construction program (presently estimated at $80,834,000), to reimburse its treasury for the retirement of previously outstanding bonds, to pay short-term bank loans, and for other corporate purposes.

The issuance and sale of the bonds has been expressly authorized by the Alabama Public Service Commission, the State commission of the State in which Alabama is organized and doing business. The application states that no other State commission and that no Federal commission, other than this Commission, has jurisdiction over the proposed transactions. Estimates of fees and expenses to be incurred in connection with the proposed transactions are to be filed by amendment.

Notice is further given that any interested person may, not later than September 22, 1967, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-10138; Filed, Aug. 29, 1967; 8:46 a.m.]

[File No. 1-4078]

TEL-A-SIGN, INC.

Order Suspending Trading

AUGUST 24, 1967.

The common stock of Tel-A-Sign Inc., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934, and being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such security on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 25, 1967, through September 3, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-10139; Filed, Aug. 29, 1967; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 24, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41110—*Sulphur to Salem, Va.* Filed by Southwestern Freight Bureau, agent (No. B-9000), for interested rail carriers. Rates on sulphur (brimstone), ground or refined, in carloads, from specified points in Louisiana, Oklahoma, and Texas, to Salem, Va.

Grounds for relief—Rate relationship.

Tariff—Supplement 18 to Southwestern Freight Bureau, agent, tariff ICC 4713.

FSA No. 41111—*Grain and grain products from points in Montana.* Filed by Pacific Southcoast Freight Bureau, agent (No. 257), for interested rail carriers. Rates on grain and grain products, in carloads, from specified points in Montana, to points in California.

Grounds for relief—Rate relationship.

Tariff—Supplement 38 to Pacific Southcoast Freight Bureau, agent, tariff ICC 1783.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10124; Filed, Aug. 29, 1967; 8:45 a.m.]

[Notice 461]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 25, 1967.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d)(4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

—No. MC 3560 (Deviation No. 15), GENERAL EXPRESSWAYS, INC., 1205 South Platte River Drive, Denver, Colo. 80223, filed August 17, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Cleveland, Ohio, over Interstate Highway 80 to junction Interstate Highway 95, thence over Interstate Highway 95 to junction U.S. Highway 1 near Leonia, N.J., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) Cleveland, Ohio, over U.S. Highway 422 to junction Ohio Highway 8, thence over Ohio Highway 8 to Canton, Ohio, (2) from Canton, Ohio, over U.S. Highway 30 to junction Pennsylvania Turnpike near Irwin, Pa., thence over Pennsylvania Turnpike to junction U.S. Highway 11, thence over U.S. Highway 11 to Harrisburg, Pa., thence over U.S. Highway 22 to junction unnumbered highway near Paxtonia, Pa., thence over unnumbered highway via Paxtonia, Manadahill, Grantville, East Hanover, Jonestown, and Fredericksburg, Pa., to junction U.S. Highway 22, thence over U.S. Highway 22 to junction unnumbered highway near Bethel, Pa., thence over unnumbered highway via Bethel and Strausstown, Pa., to junction U.S. Highway 22, thence over U.S. Highway 22 to junction unnumbered highway near Walbert, Pa., thence over unnumbered highway via Allentown, Bethlehem, Butztown, and Wilson, Pa., to Easton, Pa., thence over U.S. Highway 22 to junction unnumbered highway (formerly portion U.S. Highway 22), thence over unnumbered

highway to Clinton, N.J., thence over unnumbered highway via Annandale, Lebanon, Potterstown, and Whitehouse, N.J., to junction U.S. Highway 22 thence over U.S. Highway 22 to junction New Jersey Highway 28, thence over New Jersey Highway 28 to junction U.S. Highway 1 near Elizabeth, N.J., and (3) from Boston, Mass., over U.S. Highway 1 to junction Alternate U.S. Highway 1, near Wickford, R.I., thence over Alternate U.S. Highway 1 to junction U.S. Highway 1, near Wakefield, R.I., thence over U.S. Highway 1 to Poquonock Bridge, Conn., thence over unnumbered highway via Groton, Conn., to junction Alternate U.S. Highway 1, at or near New London, Conn., thence over Alternate U.S. Highway 1 to junction U.S. Highway 1, at or near East Lyme, Conn., thence over U.S. Highway 1 via Philadelphia, Pa., to Washington, D.C. (also from Philadelphia over U.S. Highway 13 to junction U.S. Highway 40, thence over U.S. Highway 40 to Baltimore, Md., thence over U.S. Highway 1 to Washington, D.C.), and return over the same routes.

No. MC 80430 (Deviation No. 7), GATEWAY TRANSPORTATION CO., INC., 2130 South Avenue, La Crosse, Wis. 54601, filed August 16, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: Between Chicago, Ill., and St. Louis, Mo., over Interstate Highway 55, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Chicago, Ill., over U.S. Highway 54 to junction Illinois Highway 48, thence over Illinois Highway 48 to junction U.S. Highway 66, thence over U.S. Highway 66 to Edwardsville, Ill., thence over Illinois Highway 159 to Collinsville, Ill., thence over U.S. Highway 40 to St. Louis, Mo., and return over the same route.

MOTOR CARRIERS OF PASSENGERS

No. MC 1515 (Deviation No. 397), GREYHOUND LINES, INC. (Eastern Division), 1400 West Third Street, Cleveland, Ohio 44113, filed August 21, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, over deviation routes as follows: (1) From Cincinnati, Ohio, over Interstate Highway 71 to junction U.S. Highway 227, thence over U.S. Highway 227 to Carrollton, Ky., (2) from Florence, Ky., over Kentucky Highway 18 to junction Interstate Highway 71, (3) from Florence, Ky., over U.S. Highway 42 to junction Interstate Highway 71, and (4) from junction U.S. Highways 42 and 127 (approximately 5 miles north of Warsaw, Ky.) over U.S. Highway 127 to junction Interstate Highway 71, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From Louisville, Ky., over old U.S. Highway 42 via Prospect and Carrollton, Ky., to Cincinnati, Ohio, thence over U.S. Highway 42 via Lebanon, Xenia, and London, Ohio, to Delaware, Ohio, and return over the same route.

No. MC 1515 (Deviation No. 398) (Cancels Deviation No. 332), GREYHOUND LINES, INC. (Eastern Division), 1400 West Third Street, Cleveland, Ohio 44113, filed August 21, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers, and their baggage, and express and newspapers* in the same vehicle with passengers, over deviation routes as follows: (1) From Erie, Pa., over Interstate Highway 79 to junction Interstate Highway 90, thence over Interstate Highway 90 to junction Pennsylvania Highway 98, thence over Pennsylvania Highway 98 to junction combined U.S. Highways 6, 19, and 322 approximately 4 miles west of Meadville, Pa., and (2) from junction U.S. Highway 19 and Pennsylvania Highway 358 over Pennsylvania Highway 358 to junction Interstate Highway 79, thence over Interstate Highway 79 to junction U.S. Highway 19 approximately 2 miles south of Zelienople, Pa., with the following access routes: (a) From Mercer, Pa., over U.S. Highway 62 to junction Interstate Highway 79, (b) from junction U.S. Highway 19 and Interstate Highway 80 (approximately 2 miles south of Mercer, Pa.) over Interstate Highway 80 to junction Interstate Highway 79, (c) from junction U.S. Highway 19 and Pennsylvania Highway 208 (at Leesburg, Pa.) over Pennsylvania Highway 208 to junction Interstate Highway 79, (d) from junction U.S. Highway 19 and Pennsylvania Highway 108 (at Harlansburg, Pa.), over Pennsylvania Highway 108 to junction Interstate Highway 79, (e) from junction U.S. Highways 19 and 422 over U.S. Highway 422 to junction Interstate Highway 79, (f) from junction U.S. Highway 19 and Pennsylvania Highway 488 (at Portersville, Pa.) over Pennsylvania Highway 488 to junction Interstate Highway 79, and (g) from junction U.S. Highway 19 and Pennsylvania Highway 68 (at Zelienople, Pa.) over Pennsylvania Highway 68 to junction Interstate Highway 79, and return over the same routes, for operating convenience only.

The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent service routes as follows: (1) From junction U.S. Highways 422 and 19 at a point approximately 11 miles east of New Castle, Pa., over U.S. Highway 19 via Portersville and Zelienople, Pa., to Pittsburgh, Pa., (2) from Erie, Pa., over U.S. Highway 19 to Kearsarge, Pa., thence over Pennsylvania Highway 99 to Cambridge Springs, Pa., thence over U.S. Highway 6 to Conneaut Lake, Pa., (3) from Pittsburgh, Pa., over U.S. Highway 19 to junction Pennsylvania Turnpike, at the Perry Highway Interchange near Warrendale, Pa., and (4) from junction U.S. Highways 19 and 422 approximately 11 miles east of New Castle, Pa., over U.S. Highway 19 to junction U.S. Highway 6, thence over combined U.S. Highways 19 and 6 to junction U.S. Highway 322 approximately 4 miles west of Meadville, Pa., and return over the same routes.

No. MC 20957 (Deviation No. 11), CONTINENTAL SOUTHERN LINES, INC., Box 4107, Alexandria, La. 71301, filed August 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage, and express and newspapers* in the same vehicle with passengers, and baggage of passengers in separate vehicles, over a deviation route as follows: Between junction Interstate Highway 10 and Texas Highway 12 and Lake Charles, La., over Interstate Highway 10, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From Beaumont, Tex., over Texas Highway 12 (formerly Texas Highway 235) via Deweyville, Tex., to the Texas-Louisiana State line, thence over Louisiana Highway 12 (formerly Louisiana Highway 7) via De Quincy, La., to junction U.S. Highway 171, thence over U.S. Highway 171 to junction U.S. Highway 90, thence over U.S. Highway 90 to Lake Charles, La., and return over the same route.

No. MC 59238 (Deviation No. 7), VIRGINIA STAGE LINES, INCORPORATED, 41st and Water Streets, Charlottesville, Va. 22902, filed August 14, 1967. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage, and express and newspapers* in the same vehicle with passengers, over a deviation route as follows: Between junction U.S. Highway 250 and Interstate Highway 64 (near Short Pump, Va.) and Richmond, Va., over Interstate Highway 64, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: Between Staunton, Va., and Richmond, Va., over U.S. Highway 250.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10157; Filed, Aug. 29, 1967; 8:48 a.m.]

[Notice 1009]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 25, 1967.

The following publications are governed by Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER issue of April 20, 1966, which became effective May 20, 1966.

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the

applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 109637 (Sub-No. 324) filed August 18, 1967. Applicant: SOUTHERN TANK LINES INC., 4107 Bells Lane, Louisville, Ky. 40211. Applicant's representative: G. R. Thim (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from Pascagoula, Miss., and points within 10 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states it holds no authority to which the proposed authority might be tacked, however, applicant much prefers to avoid the encumbrance of a no-tacking provision, if that is possible.

HEARING: September 26, 1967, in Room T-13004, Federal Office Building, 701 Loyola Avenue, New Orleans, La., before Examiner Joseph T. Fittipaldi.

No. MC 103435 (Sub-No. 196) (Republication), filed January 11, 1967, published FEDERAL REGISTER issue of February 2, 1967, and republished this issue. Applicant: UNITED-BUCKINGHAM FREIGHT LINES, East 4005 Broadway Street, Spokane, Wash. 99202. Applicant's representative: George R. LaBissoniere, 920 Logan Building, Seattle, Wash. 98101. By application filed January 11, 1967, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a common carrier by motor vehicle, over regular routes (a) of general commodities, (1) between Minneapolis, Minn., and Hettinger, N. Dak., from Minneapolis, over U.S. Highway 12 to Hettinger, and return over the same route and (2) from Bowman, N. Dak., to Miles City, Mont., over U.S. Highway 12, and return over the same route, and (b) of general commodities, except those of unusual value, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Chillicothe, Mo., and Cameron, Mo., from Chillicothe over U.S. Highway 36 to Cameron, and return over the same route, serving no intermediate points on the above-described routes, as alternate routes for operating convenience only.

A report of the Commission, Review Board Number 1, decided August 16, 1967, and served August 21, 1967, as amended, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle over regular routes of, (a) *general commodities*, (1) between Minneapolis, Minn., and Hettinger, N. Dak., over U.S. Highway 12, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's regular-route operations between Minneapolis, on the one hand, and, on the other, Miles City, Mont., and (2) between Bowman, N. Dak., and Miles City, Mont., over U.S. Highway 12, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's regular-route operations between Minneapolis, Minn., on the one hand, and, on the other, Miles City, (b) *commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, between Hettinger and Bowman, N. Dak., over U.S. Highway 12, serving no intermediate points, and

(c) *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Chillicothe and Cameron, Mo., over U.S. Highway 36, serving no intermediate points, as an alternate route for operating convenience only, restricted against the transportation of traffic moving between points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone, on the one hand, and, on the other, points in the Kansas City, Mo-Kans., commercial zone; with the authority granted hereinabove, to the extent it authorizes the transportation of dangerous explosives, limited in point of time to a period expiring 5 years from the date of issuance of the certificate issued pursuant to this proceeding; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act, and the Commission's rules and regulations thereunder. Because it is possible that other persons, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 126074 (Sub-No. 2) (Republication) filed December 7, 1966, published FEDERAL REGISTER issue of December 29, 1966, and republished this issue. Applicant: RONALD E. ACHESON, doing business as ACHESON TRUCKING, Box 325, Fort Recovery, Ohio 45846. Applicant's representative: Donald W. Smith, 511 Fidelity Building, Indianapolis, Ind. 46204. By application filed December 7, 1966, applicant seeks a permit authorizing operation, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes of, specified commodities from, to, and between points in Indiana and described counties in Michigan and Ohio, for named shippers. A report of the Commission, Operating Rights Review Board Number 3, decided June 29, 1967, and served July 14, 1967, as amended, finds that operation by applicant, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes of, (1) *dry animal and poultry feeds and animal health aids and sanitation products*, (a) from Fort Wayne, Ind., to points in Berrien, Kalamazoo, Van Buren, Allegan, Barry, St. Joseph, Eaton, Hillsdale, Calhoun, and Branch Counties, Mich., and Fulton, Henry, Putnam, Van Wert, Darke, Mercer, Hancock, Seneca, Marion, Delaware, Preble, and Miami Counties, Ohio, restricted to service performed under a continuing contract or contracts with Allied Mills, Inc., of Chicago, Ill., (b) from Richmond, Ind., to points in Hamilton, Williams, Fulton, Lucas, Defiance, Henry, Paulding, Putnam, Hancock, Seneca, Van Wert, Allen, Hardin, Mercer, Auglaize, Darke, Shelby, Logan, Champaign, Miami, Clark, Preble, Montgomery, Greene, Butler, Warren, Clinton, Clermont, and Brown Counties, Ohio, restricted to service performed under a continuing contract or contracts with Ralston Purina Co., of Richmond, Ind., (2) *dry animal and poultry feeds and dry feed ingredients* except grain unless moving in the same vehicle and at the same time with other ingredients, between Castleton, Ind., on the one hand, and, on the other, points in Ohio, except in Ashtabula, Cuyahoga, and Lake Counties, Ohio, restricted to the service performed under a continuing contract or contracts with the Quaker Oats Co. of Chicago, Ill., and

(3) *Dry feed ingredients, and grain*: when moving in the same vehicle and at the same time with other dry feed ingredients, (a) from points in Berrien, Kalamazoo, Van Buren, Allegan, Barry, St. Joseph, Eaton, Hillsdale, Calhoun, and Branch Counties, Mich., and Fulton, Henry, Putnam, Van Wert, Mercer, Darke, Hancock, Seneca, Marion, Delaware, Preble, and Miami Counties, Ohio, to Fort Wayne, Ind., restricted to service performed under a continuing contract or contracts with Allied Mills, Inc., of Chicago, Ill., and (b) from points in Hamilton, Williams, Fulton, Lucas, Defiance, Henry, Paulding, Putnam, Hancock, Seneca, Van Wert, Allen, Hardin, Mercer, Auglaize, Darke, Shelby, Logan, Champaign, Miami, Clark, Preble, Montgomery, Greene, Butler, Warren, Clinton, Clermont, and Brown Counties, Ohio, to Richmond, Ind., restricted to service performed under a continuing contract or contracts with the Ralston Purina Co., of Richmond, Ind., will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act, and with the Commission's rules and regulations thereunder. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published

in the FEDERAL REGISTER and issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of such publication during which period any proper party in interest may file an appropriate petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 128201 (Republication), filed May 3, 1966, published FEDERAL REGISTER issue of June 3, 1966, and republished this issue. Applicant: SCHUSTER GRAIN COMPANY, INC., Seventh Avenue SE., Le Mars, Iowa. Applicant's representative: J. Max Harding, Box 2028, Lincoln, Nebr. 68501. By application filed May 3, 1966, applicant seeks a permit authorizing operation, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes, of (1) animal feed and feed ingredients, insecticides and pesticides from the plantsite or warehouse facilities of Supersweet Feeds at Le Mars, Iowa, to points in Minnesota, South Dakota, and Nebraska, and (2) feed ingredients from destinations in (1) above to origin in (1) above, limited to a service to be performed under a continuing contract with Supersweet Feeds of Le Mars, Iowa. The application was referred to Examiner Lawrence A. Van Dyke, Jr., for hearing and recommendation of an appropriate order thereon. Hearing was held on May 29, 1967, at Sioux City, Iowa. A report and order of the Commission, Division 1, served July 12, 1967 which became effective August 11, 1967, served August 18, 1967, finds that operation by applicant, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes of, (1) *animal and poultry feeds, insecticides, and pesticides* (except liquids in bulk), from the plantsite and warehouse facilities of Supersweet Feeds Division of International Milling Co., Inc., located at or near Le Mars, Iowa, to points in Minnesota, South Dakota, and Nebraska, and

(2) *Animal and poultry feed ingredients* (except liquids in bulk), from points in Minnesota, South Dakota, and Nebraska to the origin points described in (1) above, limited to a transportation service performed under a continuing contract with Supersweet Feeds Division of International Milling Co., Inc., of Le Mars, Iowa, subject to the conditions (a) that applicant shall maintain separate accounting systems for its for-hire carriage and other business operations, and (b) that applicant shall not at the same time and in the same vehicle transport property both as a private carrier and as a carrier for hire, will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other persons, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240.)

MOTOR CARRIERS OF PROPERTY

No. MC-F-9843 (Correction) (BEND-PORTLAND TRUCK SERVICE, INC.—Control—PEOPLES WAREHOUSE, INC.), published in the August 9, 1967, issue of the FEDERAL REGISTER, on page 11504. The notice should read Household goods as defined by the Commission, as a common carrier, over *irregular routes*, etc., in lieu of over regular routes.

No. MC-F-9869. Authority sought for purchase by AERO TRUCKING, INC., Post Office Box 308, Monroeville, Pa., of a portion of the operating rights of JACK'S DELIVERY SERVICE, INC., Rear 181 Greenwich Avenue, Greenwich, Conn., and for acquisition by EDWARD J. CONTO, also of Monroeville, Pa., JACK M. GEORGE, M.D., Columbus, Ohio, and JAMES N. GEORGE, M.C., Rochester, N.Y., of control of such rights through the purchase. Applicants' attorneys: John E. Fay, 79 Lafayette Street, Hartford, Conn. 06106, and A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over irregular routes, between Greenwich, Conn., on the one hand, and, on the other, points within 10 miles of Greenwich. Vendee is authorized to operate as a *common carrier* in Ohio, Pennsylvania, West Virginia, Kentucky, Illinois, Michigan, New York, Indiana, Wisconsin, Connecticut, Delaware, Maryland, Massachusetts, New Jersey, Rhode Island, Virginia, Tennessee, Alabama, Mississippi, Maine, Vermont, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-9870. Authority sought for control and merger by COMMERCIAL MOTOR FREIGHT, INC. (OHIO CORP.), 525 Cleveland Avenue, Columbus, Ohio, of the operating rights and property of D.G. & U. TRUCK LINES, INC., 701 Hiddeson Avenue, Greenville, Ohio, and for acquisition by S. M. BOSTIC, 4980 Cemetery Road, Hilliard, Ohio 43026, of control of such rights and property through the transaction. Applicants' attorneys: R. L. Ratchford, 525 Cleveland Avenue, Columbus, Ohio 43215, and William E. Rance, 1200 West Fifth Avenue, Columbus, Ohio 43212. Operating rights sought to be controlled and merged: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Dayton, Ohio, and Muncie, Ind., serving all intermediate points, and the off-route points of Brookville and Trotwood, Ohio, and Yorktown, Ind., between Anderson, Ind., and Muncie, Ind., serving all intermediate points; between Cincinnati, Ohio, and Oxford, Ohio, serving the intermediate points of Bevis, Dunlap, Ross, Millville, and McGonigle, Ohio, with restrictions; over two alternate routes for operating convenience only; *general commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, uncrated commodities in bulk, and those requiring special equipment, between Dayton, Ohio, and Arcanum, Ohio, between junction Ohio Highway 49 and unnumbered highway (approximately 1 mile northwest of Fort McKinley, Ohio), and Trotwood, Ohio, between Phillipsburg, Ohio, and Ithaca, Ohio, serving the intermediate and off-route points of Brookville, Trotwood, Lewisburg, Ithaca, Verona, Gordon, and Pyrmont, Ohio, and points within 5 miles of Dayton, Ohio, in connection with the three routes described next above; *general commodities*, excepting, among others, household goods and commodities in bulk, over irregular routes, between points in Montgomery, Preble, Miami, and Drake Counties, Ohio, and Randolph, Wayne, Henry, Delaware, and Madison Counties, Ind., on the one hand, and, on the other, Cox Municipal Airport, Montgomery County, Ohio (municipal airport for Dayton, Ohio), with restriction. COMMERCIAL MOTOR FREIGHT, INC. (OHIO CORP.), is authorized to operate as a *common carrier* in Ohio, Indiana, West Virginia, and Pennsylvania. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10158; Filed, Aug. 29, 1967; 8:48 a.m.]

[Notice 1101]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 25, 1967.

The following publications are governed by Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER issue of April 20, 1966, which became effective May 20, 1966.

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily

reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

The application immediately following are assigned for hearing at the time and place designated in the notice of filing as here published in each proceeding. All of the proceedings are subject to the special rules of procedure for hearing outlined below:

SPECIAL RULES OF PROCEDURE FOR HEARING

(1) All of the testimony to be adduced by applicant's company witnesses shall be in the form of written statements which shall be submitted at the hearing at the time and place indicated.

(2) All of the written statements by applicant's company witnesses shall be offered in evidence at the hearing in the same manner as any other type of evidence. The witnesses submitting the written statements shall be made available at the hearing for cross-examination, if such becomes necessary.

(3) The written statements by applicant's company witnesses, if received in evidence, will be accepted as exhibits. To the extent the written statements refer to attached documents such as copies of operating authority, etc., they should be referred to in written statement as numbered appendices thereto.

(4) The admissibility of the evidence contained in the written statements and the appendices thereto, will be at the time of offer, subject to the same rules as if the evidence were produced in the usual manner.

(5) Supplemental testimony by a witness to correct errors or to supply inadvertent omissions in his written statement is permissible.

No. MC 115331 (Sub-No. 232), filed August 23, 1967. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Perlite and vermiculite*, in bulk, between points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Minnesota, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and District of Columbia.

HEARING: September 11, 1967, before Examiner Parks M. Low, in Room 2588K, Federal Building, 219 South Dearborn Street, Chicago, Ill.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10159; Filed, Aug. 29, 1967; 8:48 a.m.]

[Notice 440]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 25, 1967.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 33641 (Sub-No. 68 TA), filed August 21, 1967. Applicant: IML FREIGHT, INC., Post Office Box 2277, 2175 South 3270 West Street, Salt Lake City, Utah 84110. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General Commodities* (except those requiring armored vehicles or armed guards, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment), (1) between the plantsites and warehouses of Rockwell-Standard Corp. at or near Winchester, Ky., and Louisville, Ky.: From Winchester, Ky., over U.S. Highway 60 to junction Interstate Highway 64 (near Jett, Ky.), and thence over Interstate Highway 64 to Louisville, and return over the same route, serving no intermediate points, and (2) between the plantsites and warehouses of Rockwell-Standard Corp. at or near Winchester, Ky., and Cincinnati, Ohio.: (a) From Winchester, over U.S. Highway 227 to Paris, Ky., and thence over U.S. Highway 27 to Cincinnati, and return over the same route, serving no intermediate points, and (b) from Winchester, Ky., over U.S. Highway 227 to junction Interstate Highway 75 (near Winchester, Ky.), and thence over Interstate Highway 75 to Cincinnati, Ohio, and return over the same route, serving no intermediate points. NOTE: Applicant intends to tack the proposed authority with its presently held authority at Louisville, Ky., and Cincinnati, Ohio, for 180 days. Supporting shipper: Rockwell-Standard Corp., Transmission and Axle Division, Winchester, Ky. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 2224 Federal Building, Salt Lake City, Utah 84111.

No. MC 52629 (Sub-No. 63 TA), filed August 21, 1967. Applicant: HUBER & HUBER MOTOR EXPRESS INC., Post Office Box 1000, Staunton, Va. 24401. Authority sought to operate as a *common carrier*, by motor vehicle over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities requiring special equipment), serving the plantsites and warehouses of Rockwell-Standard Corp. at or near Winchester, Ky., as an off-route point in connection with carrier's existing regular authority to serve Lexington, Ky. NOTE: Applicant states that it intends to tack authority sought with that previously held and that it intends to interline the traffic with another carrier for 180 days. Supporting shipper: Rockwell-Standard Corp., Transmission and Axle Division, Winchester, Ky. 40391. Send protests to: George S. Hales, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 215 Campbell Avenue SW., Roanoke, Va. 24011.

No. MC 109637 (Sub-No. 325 TA), filed August 21, 1967. Applicant: SOUTHERN TANK LINES, INC., 4107 Bells Lane, Louisville, Ky. 40211. Applicant's representative: David Newton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fluorine*, in bulk, in U.S. Government-owned tank semitrailers, from the Metropolis, Ill., works of Allied Chemical Corp., to Rohm & Haas Co., at Redstone Arsenal, at or near Huntsville, Ala., and *empty tank semitrailers*, on return, for 150 days. Supporting shippers: A. H. Belcher, Supervisor Purchasing Department, Rohm & Haas Co., Redstone Research Laboratories, Huntsville, Ala. 35807. Send protests to: Wayne L. Merilatt, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 426 Post Office Building, Louisville, Ky. 40202.

No. MC 112613 (Sub-No. 5 TA), filed August 21, 1967. Applicant: T. ACHENBERG TRANSPORTATION CO., 208 Sheridan Street, Perth Amboy, N.J. 08861. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies as are used in the manufacture, sale, and distribution of toilet preparations* (except in bulk), from Perth Amboy, N.J., to points in Essex and Hudson Counties, N.J., and New York, N.Y., for the account of Chesebrough-Pond's Inc., for 150 days. Supporting shipper: Chesebrough-Pond's Inc., John Street, Clinton, Conn. 06413. Send protests to: Robert S. H. Vance, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1060 Broad Street, Newark, N.J. 07102.

No. MC 114364 (Sub-No. 145 TA), filed August 21, 1967. Applicant: WRIGHT MOTOR LINES, INC., Post Office Box

1191, Cushing, Okla. 74023. Applicant's representative: Carl L. Wright (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in containers, from Wichita and Hutchinson, Kans., to points in Utah, for 180 days. Supporting shipper: The Western Food Products Co., Inc., Nelson Morgan, Traffic Manager, Post Office Box 552, Hutchinson, Kans. 67501. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 350, American General Building, 210 Northwest Sixth, Oklahoma City, Okla. 73102.

No. MC 119295 (Sub-No. 3 TA), filed August 21, 1967. Applicant: FORREST L. CAGLE AND RAY E. CAGLE, a partnership, doing business as CAGLE BROS. TRUCKING SERVICE, 59th Street and Butler Road, Post Office Box 14187, Maryvale Station, Phoenix, Ariz. 85031. Applicant's representative: Pete H. Dawson, 4453 East Piccadilly Road, Phoenix, Ariz. 85018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products*, from Shelton, Wash., to Tuba City, Kayenta, Chinle, and Window Rock, Ariz., for 150 days. Supporting shipper: Simpson Timber Co., 2000 Washington Building, Seattle, Wash. 98101. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3427 Federal Building, Phoenix, Ariz. 85025.

No. MC 124078 (Sub-No. 289), filed August 21, 1967. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same points in as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from West Des Moines, Iowa, to Kansas City, Kans., for 150 days. Supporting shipper: Penn-Dixie Cement Corp., 60 East 42d Street, New York, N.Y. 10017 (R. J. Janer). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 125717 (Sub-No. 10 TA), filed August 21, 1967. Applicant: NORMAN JOSEPH CHOPLIN, doing business as JOE CHOPLIN, 1301 North Spring, Independence, Mo. 64105. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy replacement products including mocha mix, desertwhip, affair, baker's topping, Caterblend, Cater-S, and other specialty products;* from facilities of Presto Food Products, Inc., in Kansas City, Mo., to its distributors located at points in Nebraska and Colorado, for 180 days. Supporting shipper: Presto Food Products, Inc., 1602 Forest Avenue, Kansas City, Mo. 64008. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut, Kansas City, Mo. 64106.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10160; Filed, Aug. 29, 1967; 8:48 a.m.]

NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

AUGUST 25, 1967.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

State Docket No. H-4969, filed August 8, 1967. Applicant: AMBURN FREIGHT LINE, INC., Industrial Park, Eldora, Iowa. Applicant's representative: William N. Dunn, 1123 Edington, Eldora, Iowa. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of *general commodities*, between the junction of U.S. Highway 65 and Iowa Highway 57 to junction U.S. Highway 65 and Iowa Highway 175, thence over Iowa Highway 175 to Ellsworth, Iowa, for operating convenience only. The purpoee of this application is to serve as a connecting link between the authority presently held by the Applicant and the anticipated purchase by the Applicant of the authority held by Severaid Motor Freight, Story City, Iowa. Both intrastate and interstate authority sought.

HEARING: No date has been set. Requests for procedural information, including the time for filing protests concerning the application should be addressed to the Iowa State Commerce Commission, State Capitol, Des Moines, Iowa 50319, and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-10161; Filed, Aug. 29, 1967; 8:48 a.m.]

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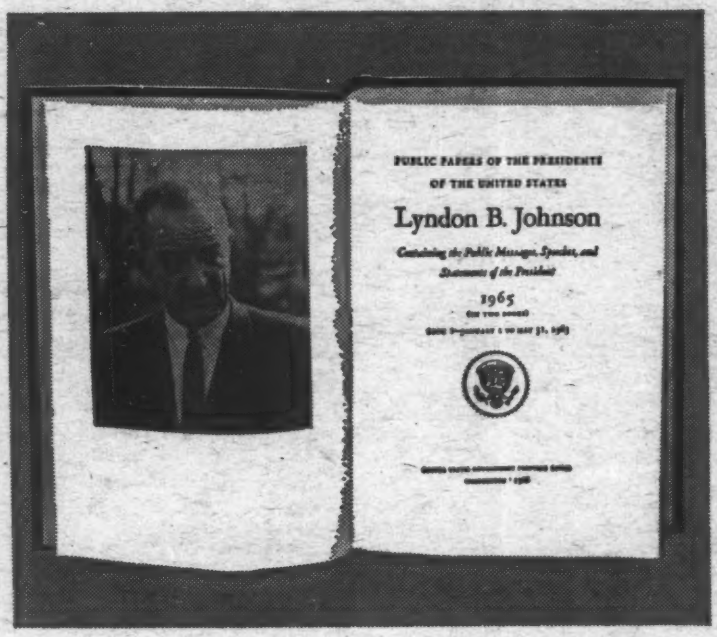

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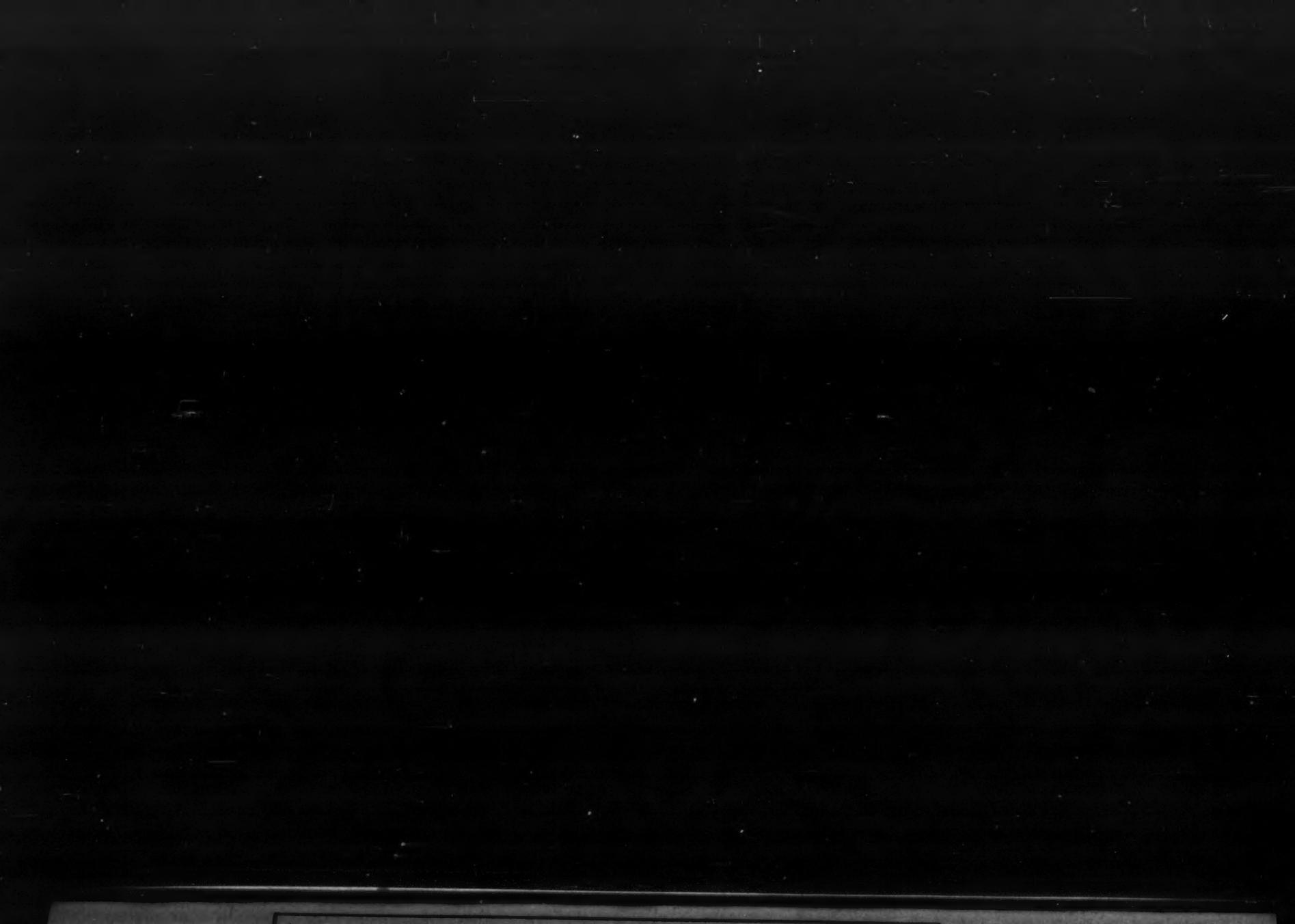
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